

Question—Shall the report be adopted?

Senator Metcalfe raised a point of order against consideration of the report, on the ground that it contains matter not germane to the original purposes of the bill and that it also contains new matter not contained in the bill as it was passed by either the House or the Senate.

The President ruled as follows on the point of order:

"The point of order is overruled, and the Chair holds that the original purpose of the bill is sufficiently broad to encompass the provisions of the conference report. The difference between the House and Senate was the authority in which to vest the appointing power. The House vested said power in the Governor, the original Senate bill vested it in the present Board of Public Welfare. The point of difference between the two Houses was agreed upon by vesting such appointive power in a new Board of Directors which was provided for in the conference report."

Question recurred—Shall the report be adopted?

(Senator Fain in the Chair.)

The report was adopted by the following vote:

Yeas—17

Aikin	Lovelady
Beck	Mauritz
Bullock	Moffett
Chadick	Moore
Fain	Morris
Hazlewood	Shivers
Jones	Stone
Lane	Vick
Lanning	

Nays—9

Brownlee	Ramsey
Cotten	Sulak
Graves	Weinert
Martin	Winfield
Metcalfe	

Absent—Excused

Formby	Spears
Kelley	York
Lemens	

House Concurrent Resolution 102

On motion of Senator Jones, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 102, Granting temporary leaves of absence from the State to district judges.

The President laid the resolution before the Senate, and it was read and was adopted.

Adjournment

On motion of Senator Sulak, the Senate, at 4:50 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

FIFTY-SIXTH DAY

(Wednesday, April 21, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore Mauritz.

The roll was called, and the following 18 Senators were present:

Aikin	Mauritz
Brownlee	Metcalfe
Bullock	Moffett
Cotten	Moore
Jones	Morris
Lane	Shivers
Lanning	Sulak
Lovelady	Weinert
Martin	Winfield

Senator Weinert moved a call of the Senate for the purpose of securing a quorum, and the call was duly seconded and ordered.

The President pro tempore requested the Sergeant-at-Arms to enforce the attendance of the unexcused absentees who are not ill.

Senators Hazlewood, Chadick, and Vick appeared in the Senate Chamber and were announced present.

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Stone was granted leave of absence for today on account of important business, on motion of Senator Aikin.

Senator York was granted leave of absence for today on account of important business, on motion of Senator Metcalfe.

Report of Standing Committee

Senator Vick submitted the following report:

Austin, Texas,
April 20, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Insurance to whom was referred H. B. No. 343, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

VICK, Chairman.

Senate Concurrent Resolution 49

Senator Moffett offered the following resolution:

S. C. R. No. 49, Relating to the observance of San Jacinto Day by Ex-Students of the A. & M. College.

Whereas, The Agricultural and Mechanical College of Texas, the oldest State institution of higher learning in Texas, and according to reliable sources, the largest military school in the world, now has more than nine thousand graduates and ex-students, in the armed forces of our country, of which number more than eight thousand are commissioned officers, among which are now fourteen Brigadier Generals and four Major Generals; and

Whereas, More than one hundred ex-students of the Texas A. & M. College have already lost their lives in World War II and almost an equal number are now in a Japanese concentration camp; and

Whereas, Exactly forty years ago today, the students of the A. & M. College, according to records of the College, declared in a mass appeal to the governing authorities of the institution that they felt that April

21, San Jacinto Day, should be recognized as a holiday at said College, and that said Day has been recognized in a suitable way by the students and ex-students of said college from then until now, and that among other things the twenty-four ex-students stationed on the Fortress of Corregidor, in the Phillipine Islands one year ago today, the same being just seven days before its surrender, did hold the customary Aggie muster, even though they were then in the shadow of a concentration camp; and

Whereas, The ex-students of A. & M. College are scheduled to hold on this anniversary of San Jacinto Day more than four hundred celebrations in thirty-two States and four foreign countries; now, therefore, be it

Resolved, That the Senate of Texas, the House of Representatives concurring, does hereby commend the A. & M. College of Texas, its governing authorities, faculty, students and ex-students for the enviable military record and achievements, which those who once lived upon its campus have established for all the world to see. And we further desire to add our endorsement of the observation of San Jacinto Day by the ex-students of the A. & M. College as being an appropriate time for the expression of that same spirit that prevailed on the first San Jacinto Day, and which is being carried on by "Aggies" in so many parts of the world at this time; and be it further

Resolved, That the Secretary of the Senate is hereby directed to send a copy of this resolution to the President of the A. & M. College and the Secretary of the Ex-Students Association, College Station, Texas.

MOFFETT,
METCALFE.

The resolution was read; and, on motion of Senator Moffett, and by unanimous consent, it was considered immediately.

The resolution was adopted.

Communication from Mrs. T. B. Griffith

At the direction of the President pro tempore, the following telegraphic communication from Mrs. T. B. Griffith was read to the Senate:

Dallas, Texas,
April 21, 1943.

Texas Senate, care Lieutenant Governor John Lee Smith, Austin, Texas.

A daughter of Texas Republic, humble citizen, and Jeffersonian Democrat felicitates on this the 21st day of April the august Senate of Lone Star State and herewith voices appreciation of participation in H. C. R. No. 100 and declares herself deeply sensible of honor proffered in aforesaid resolution. Magnificently glorified in war's supreme hour the Texas triumph of Jacinto's Battlefield superbly exemplified that same spirit of determined victory which marks and actuates every Texas soldier distinguishing himself and the land of the Imperial Empire of Texas on every battlefield in this horrible holocaust of World War Two. God bless our Texas boys where'er they be. A Nation's gratitude and prayer. Yours for victory through God's good grace.

(MRS. T. B.)
ADA LEE GRIFFITH.

**Communication from Executive
Officer of East Texas Oil
Association**

Senator Chadick submitted the following communication, which was read to the Senate:

Tyler, Texas,
April 20, 1943.

Hon. T. C. Chadick, Texas Senate,
Austin, Texas.

Will you please express to your colleagues in the Senate the gratitude of independent oil operators of Texas for their effective cooperation in the matter of a price increase. H. C. R. No. 16 and continued insistence of equity has had a pleasing reaction with responsible Washington authorities. The disposition of this Legislature to be helpful in the matter of defeating legislation adverse to independent operators has made it possible for them to survive. Please remember me most kindly to Senators Shivers, Moffett, Lane, Metcalfe, and others who have been generous with their patience in hearing and considering our problems. Warm personal regards.

H. P. NICHOLS,
Executive Vice President
East Texas Oil Association.

On motion of Senator Chadick, the communication was ordered printed in the Journal.

Bills and Resolution Signed

The President pro tempore signed, in the presence of the Senate, after their captions had been read, the following enrolled bills and resolution.

H. B. No. 227, A bill to be entitled "An Act providing for the protection of the game and fish resources of Walker County; etc.; and declaring an emergency."

H. B. No. 228, A bill to be entitled "An Act providing for the protection of the game and fish resources of San Jacinto County; etc.; and declaring an emergency."

H. B. No. 352, A bill to be entitled "An Act to amend Section 1, of Chapter 80, page 122, Acts of the Forty-second Legislature, Regular Session, as amended by Section 1, S. B. No. 462, Acts of the Forty-sixth Legislature, Regular Session, providing for the appointment and confirmation of members of the State Commission for the Blind; providing that the present members of said Commission should continue to hold office for the term to which they have been appointed and confirmed; etc.; and declaring an emergency."

H. C. R. No. 111, Inviting Hon. John Moses, Governor of the State of North Dakota, to address a joint session of the Legislature on April 22, 1943.

House Bills on First Reading

The following House bills, received from the House on yesterday, were laid before the Senate, read first time, and referred to the committees indicated:

H. B. No. 380, to Committee on State Affairs.

H. B. No. 247, to Committee on Finance.

House Joint Resolution 8

Senator Graves called from the table, for further consideration at this time (the resolution having been read and tabled subject to call on April 15, 1943):

H. J. R. No. 8, Proposing an amendment to Section 51 of Article 3 of the Constitution of the State

of Texas, by adding thereto Section 51e, providing that cities and towns in this State shall have power and authority to provide a system of retirement and disability pensions for its employees, provided, however, that no pension system shall be set up in any city until it has been approved at an election by the qualified voters entitled to vote on the question of issuance of tax supported bonds.

The President pro tempore laid the resolution before the Senate on its passage to third reading.

The resolution was passed to third reading by the following vote:

Yeas—21

Aikin	Lovelady
Beck	Mauritz
Brownlee	Metcalf
Bullock	Moffett
Chadick	Moore
Cotten	Ramsey
Graves	Sulak
Hazlewood	Vick
Jones	Weinert
Lane	Winfield
Lanning	

Absent

Martin	Shivers
Morris	

Absent—Excused

Fain	Spears
Formby	Stone
Kelley	York
Lemens	

House Joint Resolution 8 on Third Reading

Senator Graves moved that the rule requiring joint resolutions to be read on three several days be suspended and that H. J. R. No. 8 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	Lanning
Beck	Lovelady
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Sulak

Vick	Winfield
Weinert	

Absent

Martin

Absent—Excused

Fain	Spears
Formby	Stone
Kelley	York
Lemens	

The President pro tempore then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—22

Aikin	Lovelady
Beck	Mauritz
Brownlee	Metcalf
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Graves	Ramsey
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield

Absent

Martin	Shivers
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Absent—Excused

Fain	Spears
Formby	Stone
Kelley	York
Lemens	

House Concurrent Resolution 101

The President pro tempore laid before the Senate for consideration at this time:

H. C. R. No. 101, Granting permission to Judge O. L. Parish and Judge Dudley Stephenson to leave the State of Texas during the years 1943 and 1944.

The resolution was read second time and was adopted.

House Concurrent Resolution 86

The President pro tempore laid before the Senate for consideration at this time:

H. C. R. No. 86, Granting permission to Mrs. Woodie Spore to sue the State.

The resolution was read second time.

Senator Brownlee offered the following (committee) amendment to the resolution:

Amend H. C. R. No. 86 by placing a comma after the word "Department" in the last line of the last paragraph on page 4, and adding immediately thereafter the following:

"and all the facts alleged herein must be proved in court."

The (committee) amendment was adopted.

The resolution as amended was adopted.

House Concurrent Resolution 27

The President pro tempore laid before the Senate for consideration at this time:

H. C. R. No. 27, To grant J. W. McDugald, Jr., et al., permission to sue the State.

The resolution was read second time and was adopted.

House Concurrent Resolution 95

The President pro tempore laid before the Senate for consideration at this time:

H. C. R. No. 95, Permitting the making of photographic copies of certain paintings hanging in the Capitol.

The resolution was read second time and was adopted.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 21, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 176, A bill to be entitled "An Act providing a more efficient Public School System in Texas; etc.; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Report of Standing Committee

Senator Metcalfe, by unanimous consent, submitted the following report at this time:

Committee Room,
Austin, Texas,
April 21, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising to whom was referred S. B. No. 352, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

METCALFE, Chairman.

Address by Mrs. George T. Jester

Pursuant to S. R. No. 79, adopted on April 19, 1943, the President pro tempore announced the appointment of the following committee to escort Mrs. George T. Jester to the Senate Chamber and to the President's rostrum:

Senators Shivers, Cotten, and Lovelady.

The committee escorted Mrs. Jester and her son, the Honorable Beauford Jester, to the President's rostrum; and Senator Cotten, at the request of the President pro tempore, presented Mrs. Jester to the Senate.

Mrs. Jester (on her 82nd birthday) then addressed the Senate.

House Bill 176 on First Reading

The following House bill, received from the House today, was laid before the Senate, read first time, and referred to the committee indicated:

H. B. No. 176, to Committee on Finance.

Senate Resolution 82

Senator Jones, by unanimous consent, offered at this time the following resolution:

Whereas, Mr. and Mrs. Martin Halsell of Bonham, Texas, are visitors in the Capitol City; and

Whereas, Mrs. Halsell was the former Betty Johnson, daughter of Mr. and Mrs. Adam R. Johnson of Austin, and we are delighted to have them as our guests; now, therefore, be it

Resolved by the Senate, That Mr. and Mrs. Halsell be extended a hearty

welcome and the privileges of the floor for today.

The resolution was read; and, on motion of Senator Jones, and by unanimous consent, it was considered immediately.

The resolution was adopted.

House Bill 210 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 210, A bill to be entitled "An Act providing for and regulating appropriations for moneys in the State Treasury, not otherwise appropriated, to supplement local funds for the support, maintenance, operation, and improvement of the public junior colleges of Texas as named in this Act; etc.; and declaring an emergency."

The bill was read second time.

Senator Metcalfe offered the following amendment to the bill:

Amend H. B. No. 210 by adding after the word "year" in line 15, of page 3 the following:

"or equivalent thereof if the calendar year is divided into more than two terms."

The amendment was adopted.

Senator Ramsey offered the following amendment to the bill:

Amend H. B. No. 210, by striking the words "San Antonio Junior College at San Antonio," "Cisco Junior College at Cisco," and "University of Houston, Houston, Texas, Junior College Division, freshman and sophomore students only," where same appear in said bill.

The amendment was lost.

Senator Lanning offered the following amendment to the bill:

Amend H. B. No. 210, page 3, by adding a new Section to be numbered "4A" and reading as follows:

"Sec. 4A. No funds shall be paid to any institution under the provisions of this Act until the payment has been approved by the State Auditor after he has audited the books of the institution. The cost of such audit shall be paid out of the fund allocated herein."

Question—Shall the amendment be adopted?

Recess

On motion of Senator Weinert, the Senate, at 12:00 o'clock m., took recess to 2:00 o'clock p. m. today.

Afternoon Session

The Senate met at 2:00 o'clock p. m. and was called to order by the President pro tempore.

Senate Bill 287 Set as Special Order

Senator Brownlee moved that S. B. No. 287 be set as a special order for Friday, April 23, 1943, immediately after the morning call on that day.

The motion prevailed unanimously.

House Bill 210 on Passage to Third Reading

The House resumed consideration of pending business, same being H. B. No. 210, making an appropriation for junior colleges, on its passage to third reading, with amendment by Senator Lanning pending.

The amendment was adopted.

Senator Aikin offered the following amendment to the bill:

Amend H. B. No. 210 by striking out the words and figures "Two Hundred Ninety Thousand (\$290,000.00) Dollars" wherever they appear and insert in lieu thereof the words and figures "Two Hundred Eighty-six Thousand Five Hundred (\$286,500.00) Dollars."

The amendment was adopted.

Senator Metcalfe offered the following amendment to the bill:

Amend H. B. No. 210, page 2, by adding at the end of Section 2, the following:

"Provided that all of the funds allocated under the provisions of this Act, with the exception of those necessary for paying the costs of audits as provided herein, shall be used exclusively for the purpose of paying salaries of the instructional forces of the several institutions."

The amendment was adopted.

Record of Vote

Senator Cotten asked to be recorded as voting "nay" on the amendment.

(Senator Lanning in the Chair.)

On motion of Senator Aikin, and by unanimous consent, the caption of the bill was amended to conform to the body of the bill as amended.

The bill was passed to third reading.

House Bill 210 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 210 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Bullock	Moffett
Chadick	Moore
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	

Nays—1

Morris

Absent—Excused

Fain	Spears
Formby	Stone
Kelley	York
Lemens	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—17

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalfe
Chadick	Moffett
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	

Nays—7

Cotten	Ramsey
Lanning	Weinert
Moore	Winfield
Morris	

Absent—Excused

Fain	Spears
Formby	Stone
Kelley	York
Lemens	

Senate Bill 172 Set as Special Order

Senator Bullock moved that S. B. No. 172 be set as a special order for Tuesday, April 27, 1943, immediately after the morning call on that day.

(President pro tempore Mauritz in the Chair.)

The motion prevailed by the following vote:

Yeas—18

Aikin	Lanning
Beck	Lovelady
Brownlee	Mauritz
Bullock	Metcalfe
Chadick	Morris
Cotten	Ramsey
Hazlewood	Shivers
Jones	Sulak
Lane	Vick

Nays—6

Graves	Moore
Martin	Weinert
Moffett	Winfield

Absent—Excused

Fain	Spears
Formby	Stone
Kelley	York
Lemens	

Committee Substitute House Bill 9 on Second Reading

Senator Chadick moved that the regular order of business be suspended to take up for consideration at this time:

C.S.H.B. No. 9, A bill to be entitled "An Act to amend Subsection (4), Section 2, Article XX of H. B. No. 8, Chapter 184, Acts of the Forty-seventh Legislature Regular Session, and all subsequent amendments thereto, providing for the allocation of funds from the Clearance Fund to the Old Age Assistance Fund, providing for the appropriation of such funds; and declaring an emergency."

The motion prevailed by the following vote:

Yeas—19

Aikin	Brownlee
Beck	Bullock

Chadick	Mauritz
Graves	Metcalf
Hazlewood	Moffett
Jones	Morris
Lane	Ramsey
Lanning	Shivers
Lovelady	Vick
Martin	

Nays—5

Cotten	Weinert
Moore	Winfield
Sulak	

Absent—Excused

Fain	Spears
Formby	Stone
Kelley	York
Lemens	

The President pro tempore laid the bill before the Senate on its second reading and passage to third reading.

The bill was read second time.

Senator Chadick offered the following amendment to the bill:

Amend H. B. No. 9 by striking out the words and figures "\$1,825,000.00" wherever they appear and inserting in lieu thereof the words and figures "\$2,000,000.00."

CHADICK,
BECK,
RAMSEY,
AIKIN,
LOVELADY,
MOFFETT,
VICK.

Senator Hazlewood moved that further consideration of the bill be postponed until tomorrow immediately after the morning call and that it be made a special order for that hour.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—16

Aikin	Mauritz
Brownlee	Metcalf
Bullock	Moffett
Cotten	Moore
Hazlewood	Morris
Lane	Shivers
Lanning	Weinert
Martin	York

Nays—9

Beck	Jones
Chadick	Lovelady
Graves	Ramsey

Sulak	Winfield
Vick	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

Senator Shivers moved that further consideration of the bill be postponed until 10:30 o'clock a. m. Thursday, April 22, 1943.

Senator Chadick moved to table the motion to postpone.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—9

Aikin	Lovelady
Beck	Moffett
Brownlee	Ramsey
Chadick	Vick
Graves	

Nays—16

Bullock	Metcalf
Cotten	Moore
Hazlewood	Morris
Jones	Shivers
Lane	Sulak
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

Senator Shivers withdrew the motion to postpone.

Senator Aikin moved that further consideration of the bill be set as a special order for tomorrow immediately after the conclusion of the morning call.

The motion prevailed by the following vote:

Yeas—19

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Graves	Shivers
Hazlewood	Vick
Lane	Weinert
Lanning	York
Martin	

Nays—6

Cotten	Ramsey
Jones	Sulak
Lovelady	Winfield

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

**Motion to Reconsider Vote on
Conference Report on
Senate Bill 256**

Senator Vick moved to reconsider the vote by which the Conference Committee report on S. B. No. 256 was adopted on yesterday and asked to have the motion to reconsider spread upon the Journal.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 21, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate:

The House has concurred in Senate amendments to H. B. No. 256 by a vote of 128 yeas, 0 nays.

The House has concurred in Senate amendments to H. B. No. 257 by a vote of 128 yeas, 0 nays.

The House has concurred in Senate amendments to H. C. R. No. 86 by a viva voce vote.

The House has adopted the Conference Committee report on S. B. No. 44 by a vote of 91 yeas, 32 nays.

The House has reconsidered the vote by which the Conference Committee report on S. B. No. 44 was adopted and has adopted the report by a vote of 105 yeas, 7 nays.

The House has adopted the Conference Committee report on S. B. No. 7 by a vote of 78 yeas, 48 nays.

The House has granted the request of the Senate for the appointment of a Conference Committee on S. B. No. 178.

Conferees appointed by House: Winfree, Hull, Gandy, Blankenship, and Howard.

The House has appointed the following Conference Committee on S. B. No. 123:

Reed, Files, Markle, Chambers, and Garland.

The House has appointed the following Conference Committee on S. B. No. 143:

Lasseter, Storey, Phillips, Vale, and Klingeman.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

**Committee Substitute House Bill 20
on Second Reading**

The President pro tempore laid before the Senate on its second reading and passage to third reading:

C.S.H.B. No. 20, A bill to be entitled "An Act regulating the practice of chiropractic in Texas; creating an examining board of graduate chiropractors; providing for the appointment and maintenance thereof; providing for an executive secretary and assistants; fixing bond for the executive secretary; outlining qualifications of the chiropractors making up the board; prescribing duties of the board; fixing fees and regulating funds; providing for transfer of certain moneys left as a balance in any fiscal year to the General Fund; defining the science of chiropractic; providing for licensing; providing for license renewal and fee; providing for filing of certified copies of licenses with District Clerks; fixing standards for chiropractic colleges; fixing requirements for examinees and providing exemptions; providing for examination fees; providing for reciprocity and fees; providing for revocation of license after notice and hearing; provided for appeal; providing for action by the Attorney General on application of the board; fixing penalties; repealing all laws in conflict; providing a saving clause; and declaring an emergency."

The bill was read second time.

Senator York moved to table the bill.

Senator Vick offered the following amendment to the bill:

Amend H. B. No. 20, Section Seven (7) by striking out the first five lines through and including the words "following subjects" and inserting the following in lieu thereof:

"A recognized and/or accredited School or College of Chiropractic shall teach a course of instruction of not

less than four years of eight months each (which may run successively) of not less than thirty-six hundred (3600) fifty-five minute class hours of actual attendance in the following subjects:"

Senator Sulak offered the following substitute for the amendment:

"Sec. 7. From and after the effective date of this Act and until January 1, 1946, a recognized School or College of Chiropractic, within the meaning of this Act, shall maintain a course of instruction of not less than twenty-four hundred (2400) hours of fifty-five (55) minutes each; from and after January 1, 1946 and until January 1, 1948, a recognized School or College of Chiropractic, within the meaning of this Act, shall maintain a course of instruction of not less than three thousand (3,000) hours of fifty-five (55) minutes each; from and after January 1, 1948 a recognized School or College of Chiropractic, within the meaning of this Act, shall maintain a course of instruction of not less than thirty-six hundred (3600) hours of fifty-five minutes each; shall give a course of instruction and require actual attendance upon classes in the following subjects: Chiropractic Anatomy, including Chiropractic Embryology, Chiropractic Histology, Chiropractic Syndesmology, Chiropractic Arthrology, Chiropractic Myology, Chiropractic Angiology, Chiropractic Neurology, Chiropractic Splanchnology, Chiropractic Spinology, Chiropractic Physiology, Chiropractic Hygiene and Sanitation, Chiropractic Symptomology and Pathology, Chiropractic Nerve Tracing, and Palpation, Spino-graph Analysis; Chiropractic Philosophy; Principles and Practices of Chiropractic; Chiropractic Adjusting; Biochemistry, Bacteriology; and a recognized Chiropractic school or college must have premises either owned in fee simple by the Chiropractic School or to which it has the exclusive right of possession and use for a period deemed sufficient by the Board, embracing adequate executive offices, lecture rooms, amphitheaters, and laboratories, for use in teaching the various subjects in the curriculum of the school based on the number of freshman students annually admitted. It must have a properly organized faculty, the members of which have been thoroughly trained in the

teaching of their respective subjects, and the laboratories used in the teaching of these subjects must be adequately equipped for teaching and demonstration in each of said subjects. No school of chiropractic shall be deemed recognized unless and until it shall be so classified by the Board, and the Board shall have authority and it is hereby made its duty to so act. All classifications shall be based upon evidence deemed sufficient by the Board. Classifications otherwise made shall be without effect. In making such classification the Board may act upon any evidence introduced before it, including the personal knowledge and testimony of its members or any of them, or upon reports of inspectors appointed by the Board or other disinterested, impartial persons of good character, possessing sufficient knowledge, skill and ability to make the said inspections and reports. All reports of inspectors shall be in writing, verified by affidavit, and shall be prima facie evidence of the truth of the statements contained therein. Any member of the Board may be appointed as inspector; but no member of the Board shall be required to serve as inspector unless he voluntarily elects to do so. It shall be the duty of the Board to make classification of any Chiropractic School named in an application for license to practice Chiropractic."

On motion of Senator Vick, the substitute was tabled.

Question then first recurring on the amendment by Senator Vick, it was adopted.

Question next recurred on the motion of Senator York to table the bill.

Senator York withdrew the motion to table the bill.

Senator Bullock offered the following amendment to the bill:

Amend H. B. No. 20, page 3, Section 7, line 17 through line 23 by striking out the word "Chiropractic" wherever it appears.

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend S. B. No. 20 by striking out all of that part of Section 8 following the word "college" in line 64, page three of said Act.

Senator Moore moved that the Senate recess to 8:00 o'clock p. m. today.

Yeas and nays were demanded, and the motion to recess was lost by the following vote:

Yeas—11

Beck	Moore
Chadick	Morris
Cotten	Ramsey
Lane	Weinert
Lanning	York
Moffett	

Nays—13

Aikin	Martin
Brownlee	Metcalf
Bullock	Shivers
Graves	Sulak
Hazlewood	Vick
Jones	Winfield
Lovelady	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Paired

Senator Mauritz (present), who would vote "nay" with Senator Stone (absent), who would vote "yea."

Question recurring on the amendment of Senator Martin, it was adopted.

Senator Metcalfe offered the following amendment to the bill:

Amend H. B. No. 20, page 1, line 54, by striking out the word "six" and substituting in lieu thereof the word "nine" and by striking out the words and figures "six (6)" and substitute in lieu thereof the figures "nine (9)," and by striking out of lines 62, 63, and 64 the words and figures "two (2)" wherever they occur, and substitute in lieu thereof the word and figures "three (3)."

The amendment was adopted.

Senator Metcalfe offered the following amendment to the bill:

Amend H. B. No. 20, line 55, page 1 by striking out the period after the word "Chiropractor" and adding thereafter:

"who will meet the requirements prescribed in Section 7 of this Act."

The amendment was adopted.

Senator Brownlee offered the following amendment to the bill:

Amend H. B. No. 20 by inserting after the word "subjects" in Section 7, line 33, the following:

"And who shall have educational attainments and qualifications equal to those required of the faculty of the University of Texas, Baylor University, St. Edward's University, and universities of the same class."

(Senator Moore in the Chair.)

Senator Sulak offered the following amendment to the amendment:

Amend the Brownlee amendment by striking out all below line 2, and inserting in lieu thereof the following:

"And who shall hold a degree from a college or university and also be graduates of a recognized chiropractic school or college."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Chadick moved that the Senate recess to 8:00 o'clock p. m. today.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—11

Beck	Moore
Chadick	Morris
Cotten	Ramsey
Lane	Weinert
Lanning	York
Moffett	

Nays—13

Aikin	Martin
Brownlee	Metcalf
Bullock	Shivers
Graves	Sulak
Hazlewood	Vick
Jones	Winfield
Lovelady	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Paired

Senator Mauritz (present), who would vote "nay" with Senator Stone (absent), who would vote "yea."

Senator Brownlee offered the following amendment to the bill:

Amend H. B. No. 20 by striking out the word and figure "two (2)" in line 15, Section 1, Subsection (e), and inserting in lieu thereof the word and figure "five (5)."

The amendment was adopted.

Senator Vick offered the following amendment to the bill:

Amend H. B. No. 20, Section 1, Subsection (d), page 2, lines 5 to 12 inclusive by striking out all of same and inserting in lieu thereof the following:

"The Board of Examiners shall, within ten days after its appointment, meet and organize by selecting from its membership a President, Vice President and Executive Secretary; each of whom shall hold office until their successors are elected and qualified; but in no event to extend longer than his tenure of office on the Board. The Executive Secretary shall be placed under a Ten Thousand (\$10,000) Dollar bond, made payable to the Treasurer of the State of Texas. The Executive Secretary shall be custodian of all the funds paid to the Board. The first Board, by virtue of their appointment, shall issue to themselves a license to practice chiropractic in this State. A majority of said Board shall constitute a quorum for the transaction of business."

The amendment was adopted.

Question—Shall the bill be passed to third reading?

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 21, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

S. C. R. No. 49, Relating to the observation of San Jacinto Day by ex-students of the A. & M. College.

S. B. No. 61, A bill to be entitled "An Act to amend Sections 7, 9, 30, 32, 38, 40, 49, 73, and 76 of S. B. No. 111, passed at the Second Called Session of the Forty-first Legislature,

and known as Chapter 61, page 100, of the General Laws passed by the Second Called Session of the Forty-first Legislature, as any of said Sections may have been amended; etc.; and declaring an emergency."

S. B. No. 93, A bill to be entitled "An Act amending Section 17 of Chapter 126 of the Acts of the Regular Session of the Forty-fourth Legislature as amended by Chapter 505 of the Acts of the Third Called Session of the Forty-fourth Legislature; etc.; and declaring an emergency."

S. B. No. 112, A bill to be entitled "An Act to amend Article 4729, Revised Civil Statutes of Texas, 1925; etc.; and declaring an emergency."

S. B. No. 121, A bill to be entitled "An Act to protect the public health by regulating the manufacture, baking, mix, compound, sale or offer for sale for human consumption of flour and bread as defined herein, and to require the enrichment of flour and bread by the addition of certain vitamins and minerals and to prescribe the methods of enrichment; etc.; and declaring an emergency."

S. B. No. 223, A bill to be entitled "An Act providing for county board meetings of certain counties, and limiting the numbers of sessions to be paid for; etc.; and declaring an emergency."

S. B. No. 89, A bill to be entitled "An Act amending Chapter 13, Acts of the Third Called Session of the Forty-second Legislature, as amended; declaring the policy; etc.; and declaring an emergency."
(With amendment.)

S. B. No. 255, A bill to be entitled "An Act to repeal Subsection 1 of Section (a) of Article 7047g, Revised Civil Statutes of Texas, which Subsection levies a tax on the production of ores; etc.; and declaring an emergency."

S. B. No. 150, A bill to be entitled "An Act to amend Article 666, Title 20, Chapter 4, Revised Civil Statutes of Texas 1925, to provide for a method of selling, disposing or transferring of State property which has become unfit for use, or no longer needed; etc.; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Recess

Senator Aikin moved that the Senate recess to 8:00 o'clock p. m. today.

The motion prevailed; and the Senate, accordingly, at 5:00 o'clock p. m., recessed to 8:00 o'clock p. m. today.

Night Session

(To Consider Local and Uncontested Bills)

The Senate met at 8:00 o'clock p. m. to consider local and uncontested bills in accordance with S. R. No. 66, and was called to order by President pro tempore Mauritz.

Senate Bill 285 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 285, A bill to be entitled "An Act to amend Subdivision 6 of Article 199, Title 8, of the Revised Civil Statutes of Texas of 1925, the same fixing the time and prescribing the number of terms of District Court in and for the Sixth Judicial District of Texas, and further providing that the Judge of the Sixth Judicial District shall convene a grand jury in Fannin County at only two terms of said court in each year, unless in his judgment it be necessary for a grand jury at other terms, and repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 285 on Third Reading

Senator Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 285 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Hazlewood
Beck	Jones
Brownlee	Lane
Bullock	Lanning
Chadick	Lovelady
Cotten	Martin
Graves	Mauritz

Metcalf
Moffett
Moore
Morris
Ramsey
Shivers

Sulak
Vick
Weinert
Winfield
York

Absent—Excused

Fain
Formby
Kelley

Lemens
Spears
Stone

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin
Beck
Brownlee
Bullock
Chadick
Cotten
Graves
Hazlewood
Jones
Lane
Lanning
Lovelady
Martin

Mauritz
Metcalf
Moffett
Moore
Morris
Ramsey
Shivers
Sulak
Vick
Weinert
Winfield
York

Absent—Excused

Fain
Formby
Kelley

Lemens
Spears
Stone

Senate Bill 325 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 325, A bill to be entitled "An Act applying to that portion of the State of Texas inundated by a dam on the Red River near Denison, Texas, and including lands purchased by the Federal government for the operation of a reservoir on the Red River; providing for the repeal of all laws or parts of laws governing the taking of game or fish in said areas; providing that suitable regulations permitting the taking of game and fish as justified by the supply of same shall be made by the Game, Fish and Oyster Commission of the State of Texas; providing for public hearings; providing for the publication of any regulations made hereunder; providing for repeal of con-

flicting laws; providing a penalty to be applied to any person who takes or attempts to take game except when same is taken by means, methods or devices and within the limits given in regulations promulgated under the directions given in this Act; providing for the effective date of this Act and for the time it shall remain in effect; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 325 on Third Reading

Senator Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 325 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

Senate Bill 328 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 328, A bill to be entitled "An Act providing that the original field notes of all the land in Crockett County, Texas, now stored in the basement of the Court House in San Antonio, Texas, be removed to Crockett County; declaring legislative intent; making the county surveyor of Crockett County legal custodian of said records; and declaring an emergency."

The bill was read second time.

Senator Winfield offered the following amendments to the bill:

(1)

Amend S. B. No. 328 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. The original field notes of land located in Crockett County which were originally filed in the Bexar Land District Office and now stored in the basement of the County Court House in San Antonio, Texas, shall be moved to Crockett County, Texas, and filed in the office of the County Surveyor of Crockett County, Texas, and shall be and become a part of the records of his office.

"Sec. 2. It shall be the duty of the County Surveyor of Crockett County, Texas to move said field notes to his office in Crockett County, Texas, and Crockett County shall pay all expenses of and incident to the moving of such records. The County Surveyor shall thereafter be the legal custodian of all such records.

"Sec. 3. The importance of this legislation and the crowded condition of the calendar creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days, be suspended, and that this Act take effect from and after its passage, and such rule is hereby suspended, and this Act shall take effect from and after its passage, and it is so enacted."

(2)

Amend S. B. No. 328 by striking out all above the enacting clause and inserting in lieu thereof the following:

"A BILL

"To Be Entitled

"An Act providing certain original field notes now stored in the basement of the County Court House of Bexar County, Texas, shall be removed to the office of the County Surveyor in Crockett County, Texas, and shall be and become a part of the records of such office; providing that the County Surveyor of Crockett County, Texas, shall move such records and Crockett County, Texas, shall pay all expenses in connection therewith; providing that the County Surveyor shall thereafter be the legal custodian of such records; and declaring an emergency."

The amendments were adopted severally.

The bill was passed to engrossment.

Senate Bill 328 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 328 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

Senate Bill 344 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 344, A bill to be entitled "An Act repealing H. B. No. 462, Regular Session, Forty-fifth Legislature, which prohibits the sale of the pelts of wild fox taken in Bosque County; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 344 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 344 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

Senate Bill 346 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 346, A bill to be entitled "An Act making it unlawful to hunt, shoot, or kill any wild deer and/or non-migratory game bird, including quail, for a period of four (4) years from and after the effective date of this Act in the County of Deaf Smith, State of Texas; fixing a penalty; repealing all laws and parts of laws in conflict herewith in so far as they apply to Deaf Smith County; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 346 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 346 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

Committee Substitute Senate Bill 347 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

C.S.S.B. No. 347, A bill to be entitled "An Act exempting Potter County from the provisions of Chapter 7, Title 121, of the Revised Civil Statutes of Texas (1925) and from all laws regulating the inspection of hides and animals and especially from

the provisions of Articles 1471 to 1487, both inclusive, of the Penal Code of the State of Texas (1925); and declaring an emergency."

The bill was read second time and was passed to engrossment.

Committee Substitute Senate Bill 347 on Third Reading

Senator Hazlewood moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 347 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

Senate Bill 350 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 350, A bill to be entitled "An Act providing that in all incorporated cities and towns containing more than two hundred ninety-three thousand (293,000) inhabitants according to the last preceding or any future Federal Census, the governing body shall have power to lay out, acquire and/or construct any Section or portion of any street within its jurisdiction as a freeway under certain circumstances; defining the term 'freeway'; conferring the right to close streets or to make provision for carrying any street over or under or to a connection without the freeway; providing for the power of condemnation of the right of access to an existing public street when converted into a freeway; repealing all laws in conflict."

The bill was read second time and was passed to engrossment.

Senate Bill 350 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 350 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

House Bill 207 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 207, A bill to be entitled "An Act amending Article 1583, Chapter 6, Title 18, of the Penal Code of Texas, 1925, as amended by Chapter 139, Acts of the Regular Session of the Forty-fourth Legislature, as amended by Chapter 173, Acts of the Regular Session of the Forty-fifth Legislature, relating to work and vacation of firemen and policemen in cities of more than twenty-five thousand (25,000) inhabitants and in cities of more than thirty thousand (30,000) inhabitants; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 207 on Third Reading

Senator Stone moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 207 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Cotten
Beck	Graves
Brownlee	Hazlewood
Bullock	Jones
Chadick	Lane

Lanning	Ramsey
Lovelady	Shivers
Martin	Stone
Mauritz	Sulak
Metcalf	Vick
Moffett	Weinert
Moore	Winfield
Morris	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 337 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 337, A bill to be entitled "An Act providing that it shall be lawful in Marion County, Texas, for any person to kill, take or have in his possession for barter or sale any wild fox or the pelts thereof during the months of December and January of any year; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 337 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 337 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 421 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 421, A bill to be entitled "An Act to amend Subdivision 32 of Article 199, Title 8 of the Revised Civil Statutes of the State of Texas, 1925, amended by Acts 1934, Forty-third Legislature, Third Called Ses-

sion, page 31, Chapter 16, Section 1, relating to the District Courts for the 32nd Judicial District, so as to change the dates of convening of the District Courts in the Counties of the 32nd Judicial District of Texas and to provide for continuous terms of the District Courts in the Counties of the 32nd Judicial District; validating all process, writs, bonds, and recognizances of every kind and character heretofore issued or entered into, and all grand and petit jurors selected and drawn under the existing laws by the various counties affected by this Act, and providing that same shall be returnable and said juror served by the next term of court in the various counties affected after the taking effect of this Act; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 421 on Third Reading

Senator Chadick moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 421 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 428 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 428, A bill to be entitled "An Act fixing compensation of official shorthand reporters in all Judicial Districts composed of four counties and having a population of more than 116,200 and not more than 116,300 inhabitants according to the last preceding or any future Federal Census; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 428 on Third Reading

Senator Stone moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 428 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 446 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 446, A bill to be entitled "An Act providing for the payment of salaries to certain county officers in all counties in this State having a population of not less than one hundred and forty thousand (140,000) nor more than two hundred and twenty thousand (220,000), according to the last preceding Federal Census or any future Federal Census; etc.; and declaring an emergency."

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend H. B. No. 446, Section 2 by changing the period at the end of such Section to a comma and adding thereto the following:

"to the extent of such conflict only."

And by amending the caption to conform.

The amendment was adopted.

The bill was passed to third reading.

House Bill 446 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 446 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 481 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 481, A bill to be entitled "An Act validating the action; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 481 on Third Reading

Senator Chadick moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 481 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 510 on Passage to Third Reading

The President pro tempore laid before the Senate on its passage to third reading (the bill having heretofore been read second time and tabled subject to call):

H. B. No. 510, A bill to be entitled "An Act to amend Section 18 of Chapter 137 of the Special Laws of the Regular Session of the Forty-second Legislature known as the Bexar County Road and Bridge Law, as amended by Chapter 44 of the Special Laws of the Regular Session of the Forty-third Legislature, providing manner of expending and apportioning monies now on hand and coming into the Road and Bridge Fund of Bexar County, Texas; etc.; and declaring an emergency."

The bill was passed to third reading.

House Bill 510 on Third Reading

Senator Graves moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 510 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Brownlee
Beck	Bullock

Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lovelady	Vick
Martin	Weinert
Mauritz	Winfield
Metcalf	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 578 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 578, A bill to be entitled "An Act fixing the maximum time and limits under which certain game mammals, game birds and fur-bearing animals of this State may be taken in El Paso, Culberson or Hudspeth Counties; etc.; and declaring an emergency."

The bill was read second time.

Senator Winfield offered the following amendment to the bill:

Amend H. B. No. 578 by striking out in Section 1 the words:

"the Counties of El Paso, Culberson and Hudspeth"

And inserting in lieu thereof the words:

"all that portion of the State of Texas lying west of the Pecos River."

And by striking out the words:

"El Paso, Culberson or Hudspeth Counties."

Where such appear in the caption and inserting in lieu thereof the words:

"all that portion of the State of Texas lying west of the Pecos River."

The amendment was adopted.

The bill was passed to third reading.

House Bill 578 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 578 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 637 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 637, A bill to be entitled County of Harrison; etc.; and declaration for two years during which time it shall be unlawful to take any alligator or alligators from any portion of Harrison County, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 637 on Third Reading

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 637 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 648 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 648, A bill to be entitled "An Act making it unlawful to take

or kill by trap, snare, or deadfall any fur-bearing animals, or have in his possession the pelts thereof, in the County of Harrison; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 648 on Third Reading

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 648 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 653 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 653, A bill to be entitled "An Act to amend Section 4 of S. B. No. 352, Chapter 37 of the Acts of the Regular Session of 1925 and further designated as Article 952d of the Penal Code of Texas so as to change the dates of the closed season in the waters described in Section 1, of said Senate bill the same being Article 952a of the Penal Code of Texas; etc.; and declaring an emergency."

The bill was read second time.

Senator Moffett offered the following amendments to the bill:

(1)

Amend H. B. No. 653 by adding a new Section to be numbered Section 2, and to read as follows:

"Sec. 2. The crowded condition of the calendar and the fact that the area affected by this Act, which area is in the valley of the Big Wichita River, in northwest Texas, where the climatic conditions and the seasons are such that the present statutes do not properly regulate the taking of fish in the waters of the Big Wichita River and its tributaries, laterals, reservoirs, spillways, canals, etc., creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three separate days in each House be suspended and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend the caption to conform to the changes made in the body of the bill.

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 653 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 653 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 658 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 658, A bill to be entitled "An Act amending Subsection 7, Article 199, Title 8, Revised Civil Statutes of Texas, 1925, changing the time and term of holding the Seventh Judicial District Court in Upshur, Wood and Smith Counties, constituting the Seventh Judicial District of

Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 658 on Third Reading

Senator Chadick moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 658 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 21, 1943.

Hon. John Lee Smith, President of
the Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following resolution:

H. C. R. No. 114, Suspending joint
rules of both Houses to provide for
passage of local bills on Wednesday
nights.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

House Bill 662 on Second Reading

The President pro tempore laid be-
fore the Senate on its second reading
and passage to third reading:

H. B. No. 662, A bill to be entitled
"An Act repealing H. B. No. 483,
Regular Session Forty-seventh Legis-
lature, fixing a closed season for the
taking of racoon and mink in Wash-
ington, Lee and Burleson Counties;
etc.; and declaring an emergency."

The bill was read second time.

Senator York offered the following
amendment to the bill:

Amend the caption of H. B. No.
622 by inserting after the word "tak-
ing" in line two the following: "trap-
ping, or killing," and in line 3 after
the word County, by adding the fol-
lowing: "for a period of three (3)
years;"

The amendment was adopted.

The bill was passed to third read-
ing.

House Bill 662 on Third Reading

Senator York moved that the con-
stitutional rule requiring bills to be
read on three several days be sus-
pended and that H. B. No. 662 be
placed on its third reading and final
passage.

The motion prevailed by the fol-
lowing vote:

Yeas—26

Aikin	Jones
Beck	Lane
Brownlee	Lanning
Bullock	Lovelady
Chadick	Martin
Cotten	Mauritz
Graves	Metcalf
Hazlewood	Moffett

Moore	Sulak
Morris	Vick
Ramsey	Weinert
Shivers	Winfield
Stone	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid
the bill before the Senate on its third
reading and final passage.

The bill was read third time and
was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 663 on Second Reading

The President pro tempore laid be-
fore the Senate on its second reading
and passage to third reading:

H. B. No. 663, A bill to be entitled
"An Act amending Section 16 of
H. B. No. 596, Acts of the Forty-
seventh Legislature, 1941, page 188,
Chapter 136, by increasing the salary
of the Judge of the County Court at
Law of Travis County, Texas; etc.;
and declaring an emergency."

The bill was read second time and
was passed to third reading.

House Bill 663 on Third Reading

Senator Brownlee moved that the
constitutional rule requiring bills to
be read on three several days be
suspended and that H. B. No. 663
be placed on its third reading and
final passage.

The motion prevailed by the fol-
lowing vote:

Yeas—26

Aikin	Brownlee
Beck	Bullock

Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lovelady	Vick
Martin	Weinert
Mauritz	Winfield
Metcalfe	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 671 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 671, A bill to be entitled "An Act repealing Section 2 of H. B. No. 982, Chapter 46, Acts of the Forty-sixth Legislature, Regular Session; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 671 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 671 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 673 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 673, A bill to be entitled "An Act to amend Section 1 of H. B. No. 432, Chapter 62, Acts of the Forty-sixth Legislature, Regular Session, by eliminating Comal County therefrom; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 673 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 673 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 678 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 678, A bill to be entitled "An Act providing an open season

for hunting wild buck deer in Harrison and Panola Counties; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 678 on Third Reading

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 678 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 682 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 682, A bill to be entitled "An Act making provision in the Flower Grove Independent School District of Martin County for an election to determine the tax rate to be levied for the payment of bonds and interest thereon; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 682 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 682 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The president pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Lane
Beck	Lanning
Brownlee	Lovelady
Bullock	Martin
Chadick	Mauritz
Cotten	Metcalf
Graves	Moffett
Hazlewood	Moore
Jones	Morris

Ramsey	Vick
Shivers	Weinert
Stone	Winfield
Sulak	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 684 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 684, A bill to be entitled "An Act amending S. B. No. 88, Chapter 205, Regular Session, Forty-seventh Legislature, as amended by H. B. No. 241, Regular Session, Forty-eighth Legislature, so as to provide a penalty for the violation of certain provisions of said Act or made under the authority granted thereunder; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 684 on Third Reading

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 684 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 688 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 688, A bill to be entitled "An Act providing for the compensation of the official shorthand reporter of certain courts in all counties in the State of Texas containing a population in excess of two hundred twenty-five thousand (225,000) inhabitants according to the last preceding or any future Federal Census; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 688 on Third Reading

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 688 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lane
Beck	Lanning
Brownlee	Lovelady
Bullock	Martin
Chadick	Mauritz
Cotten	Metcalf
Graves	Moffett
Hazlewood	Moore
Jones	Morris

Ramsey
Shivers
Stone
Sulak

Vick
Weinert
Winfield
York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 690 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 690, A bill to be entitled "An Act to amend Section 8 of S. B. No. 205, Chapter 79, Acts of the Thirty-ninth Legislature, 1925, changing the time and terms of holding the 103rd Judicial District Court in Willy and Cameron Counties, constituting the 103rd Judicial District of Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 690 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 690 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Committee Substitute House Bill 692 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

C.S.H.B. No. 692, A bill to be entitled "An Act to amend Section 5 of Chapter 367, Acts of the Regular Session of the Forty-second Legislature, as amended by Section 2 of Chapter 10, Acts of the Regular Session of the

Forty-sixth Legislature so as to change the time and length of the terms for holding court in the 119th District Court in the Counties of Coleman, Concho, Tom Green, and Runnels constituting the 119th Judicial District of Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

Committee Substitute House Bill 692 on Third Reading

Senator Metcalfe moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 692 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 446 on Passage to Third Reading

Senator Moore moved to reconsider the vote by which H. B. No. 446 was passed.

The motion prevailed.

Senator Moore moved to reconsider the vote by which H. B. No. 446 was passed to third reading.

The motion prevailed.

The President laid H. B. No. 446 before the Senate on its passage to third reading.

Senator Shivers offered the following amendments to the bill:

(1)

Amend House Bill No. 446 by striking out all below the enacting clause and substituting in lieu thereof the following:

"Section 1. In all counties in this State having a population in excess of one hundred and forty thousand (140,000) according to the last preceding Federal Census or any future Federal Census the County Commissioners in such counties shall each receive a salary of Forty-eight Hundred Dollars (\$4,800) per annum and said salary shall be paid in equal monthly installments, three-fourths ($\frac{3}{4}$) out of the Road and Bridge Fund and one-fourth ($\frac{1}{4}$) out of the General Fund of such counties.

"Sec. 2. In all counties described in Section 1 hereof where more than fifty thousand (50,000) members of the armed forces of the United States are stationed in Army camps, there exist conditions requiring additional work in building and maintaining lateral roads and requiring additional duties by County Commissioners that would not otherwise be required. Therefore the County Commissioners in such counties shall each receive a salary of Fifty-five Hundred Dollars (\$5500.00) per annum, and said salary shall be paid in equal monthly installments, three-fourths ($\frac{3}{4}$) out of the Road and Bridge Fund and one-fourth ($\frac{1}{4}$) out of the General Fund of such counties.

"Sec. 3. In all counties in this State having a population of not less than one hundred and forty thousand

(140,000) nor more than two hundred and twenty thousand (220,000), according to the last preceding Federal Census or any future Federal Census, one deputy Assessor-Collector of Taxes in each of such counties shall receive a salary not to exceed Thirty-six Hundred Dollars (\$3,600) per annum, payable in equal monthly installments, provided however that said deputy Assessor-Collector of Taxes shall possess special technical training, skill and experience as to valuations of oil and mineral bearing lands, properties and interests therein, industrial and refining plants, synthetic rubber plants, wharfs, docks and other transportation facilities, shipyards and other properties where special technical skill and training are required. The Assessor-Collector of Taxes in such counties may contract with such deputy, but such contract shall be terminable at the will of either party. To be valid any such contract of employment shall be in writing, shall be signed by the parties thereto, and shall be approved as to substance and form by the County Auditor and by order of the Commissioners Court. It is further provided that the Commissioners Court in any such counties, by order duly entered, shall be empowered to immediately terminate any such contract of employment as is provided for by this Section.

"Sec. 4. (a) In said counties in this State having a population of more than one hundred forty (140,000) thousand (140,000) and less than two hundred twenty (220,000) thousand inhabitants according to the last preceding or any future Federal census, where the Federal Government has authorized the construction of large synthetic rubber plants in addition to vast ship building enterprises, additional duties have been placed upon county officers of such counties due to such construction, necessitating and making it economically necessary that there be a central purchasing agency for such counties, and therefore a majority of a board composed of the Judges of the District Courts and the County Judge shall appoint a County Purchasing Agent. The County Purchasing Agent shall hold office for a term of two years unless removed for cause. He shall execute a bond in the sum of Ten Thousand Dollars (\$10,000), payable to said county, for the faithful performance of his duties.

He shall receive an annual salary of not less than Three Thousand (\$3,000) nor more than Forty-two Hundred Dollars (\$4200), payable in equal monthly installments out of the County General Fund by warrant drawn on the County Treasurer by the County Auditor. Said Purchasing Agent may have such help, equipment, supplies and traveling expenses, with the approval of a majority of said Board of Judges, as they may deem advisable, the amount of expenses to be approved by a majority of said Board and paid out of the County General Fund by warrant drawn on the County Treasurer by the County Auditor.

"(b) All equipment, materials, and supplies, together with the repairs of same, required, used or to be paid for out of any County Fund, shall be purchased by the County Purchasing Agent, upon written specifications and upon requisitions submitted by the county official or department requiring same. So far as practicable, such purchases for any office or department shall be in amounts calculated to be adequate for one year's needs. Where the total consideration on any contract is likely to be in excess of One Hundred Fifty Dollars (\$150.00), purchases shall be made on the basis of the lowest and best bid, with the right to reject any or all bids, and a sufficient bidder's bond may be required. A complete record of bids and purchase contracts awarded shall be kept on file for not less than ten (10) years. In making such purchases the County Purchasing Agent shall contract in the name of the county.

"(c) When delivery is made on any purchase or repair work the County Purchasing Agent shall secure from the county officer or department head receiving the same a Receiving Memorandum in triplicate certifying that the equipment, materials, supplies, or repairs have been received in good order and according to specifications. Such Receiving Memorandum shall be attached to the respective invoice, rendered in triplicate, when such invoice is approved by the County Purchasing Agent. A copy of each of the Receiving Memorandum and the approved invoice shall be forwarded to the County Auditor, and a copy each shall be kept on file in the office of the County Purchasing Agent for not less than ten (10) years.

"(d) The County Purchasing Agent shall prepare and keep a perpetual inventory of all property of the county for each department and office. A copy of such inventory as of July 1 of each year shall be furnished the Commissioners Court and the County Auditor not later than the following July 20th. It shall be the duty of the County Purchasing Agent to transfer equipment, materials, and supplies from one department or office to another in the interest of efficiency and economy.

"(e) All purchases made by such agent shall be paid for by warrants drawn by the County Auditor on the County Treasurer as now provided by law.

"(f) It shall be unlawful for any person to make any purchases of equipment, materials, supplies, or repairs for the same, other than the County Purchasing Agent, and no warrant shall be approved by the County Auditor in payment for any purchase not made by such agent.

"(g) Any person violating any of the provisions of Section 4 of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than two hundred (\$200.00) dollars nor more than one thousand (\$1,000.00) dollars, or imprisoned in the county jail of said county for not less than thirty (30) days nor more than one (1) year, or by both such fine and imprisonment.

"Sec. 5. If any part of this Act shall be held to be unconstitutional, then all the Act shall be unconstitutional. The Legislature hereby declares that it would not have passed the remaining parts of this Act if it had known that such part or parts would be declared unconstitutional.

"Sec. 6. All laws or parts of laws in conflict with any provision of this Act are hereby repealed, unless this Act be invalid.

"Sec. 7. The fact that there exists, and the Legislature so finds to exist, conditions in certain counties wherein there are large concentrations of members of the armed forces of the United States and wherein there are situated large industrial and defense industries, all of which requires additional work and effort on the part of the County Commissioners in building and maintaining adequate lateral roads; that many other duties and

burdens have been placed on the County Commissioners in the counties herein specified; the fact that County Commissioners in counties affected by this Act are now paid salaries not commensurate with the services and duties performed by them; the fact that certain counties have been unable to secure the services of a person possessing the necessary training, skill and experience to value, for tax purposes, industrial properties, real and personal properties and interests therein for the totally inadequate salary heretofore provided for by law, the fact that certain counties have been unable to obtain trained and experienced officials to handle purchasing for the small salaries now provided because of the high salaries offered by industrial and war industries located therein; the fact that all experience confirms the practice of uniform purchasing procedure and the crowded condition of the calendar create an emergency and an imperative public necessity that the Constitutional Rule requiring that bills be read on three several days in each House be suspended and same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend House Bill No. 446 by striking out all above the enacting clause and substituting in lieu thereof the following:

"An Act fixing the compensation of certain designated county officers in certain counties; providing for the creation and operation of certain offices in certain counties; providing the methods and means by which certain officers in certain designated counties shall be selected and compensated; declaring certain acts, contained in Section 4, to be unlawful; prescribing a penalty for the violation of the provisions of Section 4 of this Act; providing a saving clause; repealing all laws or parts of laws in conflict; and declaring an emergency."

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 446 on Third Reading

Senator Shivers moved that the constitutional rule requiring bills to be read on three several days be sus-

pended and that H. B. No. 446 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Committee Substitute Senate Bill 63 On Second Reading

The President pro tempore laid before the Senate on its second reading an passage to engrossment:

C. S. S. B. No. 63, A bill to be entitled "An Act authorizing the Game, Fish and Oyster Commission of Texas to enter into cooperative agreements with the United States for the pro-

tection and management of wildlife resources on certain national forest lands in Texas situated in the Counties of Angelina, Jasper, Nacogdoches, San Augustine, Houston, Trinity, Sabine, Shelby, Montgomery, San Jacinto and Walker and to restock and protect the same; authorizing the Game, Fish and Oyster Commission to close hunting and fishing therein, to fix hunting and/or fishing therein, fees for hunting or fishing therein and to provide for disposition of same, to prescribe the number and size of animals and fish to be taken and to provide conditions under which same may be taken; prescribing penalty for violations of the rules and regulations promulgated by the Game, Fish and Oyster Commission and for other purposes; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Committee Substitute Senate Bill 63 on Third Reading

Senator Ramsey moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 63 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 21, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

H. C. R. No. 113, Inviting Their Excellencies President Franklin Roosevelt and President Avila Camacho to address a joint session of the Texas Legislature.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

House Concurrent Resolution 113

On motion of Senator Moffett and by unanimous consent the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 113, Inviting His Excellency President Franklin D. Roosevelt and His Excellency President Avila Camacho to address a joint session of the Legislature.

The President laid the resolution before the Senate, and it was read and was adopted.

Committee Substitute Senate Bill 128 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

C.S.S.B. No. 128, A bill to be entitled "An Act amending Article 4542-a, Chapter 8, Title 71 of the Revised Civil Statutes of Texas, 1925, as amended by Acts, Forty-fourth Legislature, 1935; and amending Chapter 8, Title 71 of the Revised Civil Statutes of Texas, 1925, as amended by the Forty-fourth Legislature, 1935, by adding new Articles, to be known as Article 4542-b, Article 4542-c, Article 4542-d, Article 4542-e, Article 4542-f, Article 4542-g, Article 4542-h, and Article 4542-i; and amending Chapter 8, Title 12 of the Penal Code of Texas by amending Articles 757, 758 and 758-a, so as to provide for a State Board of Pharmacy; providing qualifications for and methods of filling vacancies on said Board; providing for election of officers and meetings of the Board; prescribing powers and duties of the Board; requiring all persons desiring to practice pharmacy in Texas to pass an examination; providing subjects of and method of giving examinations; providing exemptions therefrom; providing grounds for refusal of and suspension and cancellation of licenses; prescribing examination fee; providing certain exemptions; providing for reciprocity; defining terms used herein; specifying acts constituting penal offenses; and providing penalties therefor; repealing all laws and parts of laws in conflict with this Act; declaring that the remainder of the Act shall not be affected by the unconstitutionality or invalidity of any part thereof; and declaring an emergency."

The bill was read second time.

Senator Ramsey offered the following amendment to the bill:

Amend C. S. S. B. No. 128, as substituted, by adding a new Section to read as follows:

Section 17-a. Hereafter the State Board of Pharmacy is authorized and empowered to issue a temporary license as a pharmacist to applicants who shall be not less than twenty-one (21) years of age, of good moral character, and who shall have had not less than ten (10) continuous years practical experience in a retail pharmacy or prescription department

under the direct supervision of a registered pharmacist which experience shall be principally and directly related to dispensing drugs and poisons, compounding and filling of physician's prescriptions and keeping of records and making reports required under the State and Federal Statutes.

Every person applying for a license hereunder shall present to the State Board of Pharmacy documentary evidence sufficient to prove or substantiate the fitness of the applicant to qualify for a temporary license, but shall not require a theoretical or practical examination of such applicant.

Every applicant shall accompany his application with the sum of Ten (\$10.00) Dollars, which shall be retained by the State Board of Pharmacy to pay for the expenses of such board.

In the event that the State Board of Pharmacy of Texas shall be satisfied that any applicant has had ten (10) continuous years of practical experience and is otherwise qualified as provided herein, then a certificate or license shall be issued to such applicant which shall entitle the applicant to fill prescriptions for the duration of the present war and six months thereafter. Such license shall terminate six months after the present war. It shall be the duty of the State Board of Pharmacy to decide within thirty (30) days after the application is filed as to whether or not the applicant is entitled to receive a license and shall advise such applicant in writing of its decision.

This Act is applicable only to citizens of Texas who have resided within the State for the past ten (10) years and any applicant whose application has been denied by the State Board of Pharmacy may appeal from such decision within thirty (30) days to any District Court of Travis County, Texas.

Nothing in this Act shall be construed to prohibit the State Board of Pharmacy from granting permanent licenses to applicants who may be qualified under provisions of Section 9 of Article 4542-a, Revised Civil Statutes of Texas, as amended.

Section 2. All laws and parts of laws which shall be in conflict with this Act are hereby suspended, to the extent of such conflict only, during the present war and for six months thereafter.

On motion of Senator Morris, the amendment was tabled.

Senator Metcalfe offered the following amendment to the bill:

Amend Senate Bill No. 128, page 3, line 33, by striking out the word "harmless."

**METCALFE,
BROWNLEE.**

The amendment was adopted.

The bill was passed to engrossment.

Committee Substitute Senate Bill 128 on Third Reading

Senator Morris moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 128 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—17

Graves	Morris
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lovelady	Vick
Martin	Weinert
Mauritz	Winfield
Metcalfe	York
Moore	

Nays—4

Aikin	Chadick
Brownlee	Ramsey

Present—Not Voting

Moffett

Absent

Beck	Cotten
Bullock	Hazlewood

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 148 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 148, A bill to be entitled "An Act amending Section 14, Chapter 116, H. B. No. 189, Acts of the Regular Session of the Forty-fourth Legislature, so as to provide for the issuance of a Texas license to non-resident hairdressers and cosmetologists under certain circumstances for a set fee; also amending Section 18, Chapter 116, H. B. No. 189, Acts of the Regular Session of the Forty-fourth Legislature, as amended by Section 1, Chapter 469, H. B. No. 127, Acts of the Second Called Session of the Forty-fourth Legislature, providing a renewal license shall be given to certain persons under certain circumstances; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 148 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 148 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain
Formby
Kelley

Lemens
Spears

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—21

Aikin	Moffett
Brownlee	Moore
Chadick	Morris
Graves	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York
Metcalfe	

Nays—1

Sulak

Absent

Beck	Cotten
Bullock	Hazlewood

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 166 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 166, A bill to be entitled "An Act to amend Section 3 of S. B. 41, Acts of the Regular Session of the Forty-second Legislature, providing for certain provisions to be inserted in group life insurance policies; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 166 on Third Reading

Senator Ramsey moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 166 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	Stone

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 167 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 167, A bill to be entitled "An Act to amend Section 5 of H. B. No. 5, Acts of the Regular Session of the Forty-seventh Legislature, providing for certain provisions to be inserted in industrial life insurance policies; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 167 on Third Reading

Senator Ramsey moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 167 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Jones
Beck	Lane
Brownlee	Lanning
Bullock	Lovelady
Chadick	Martin
Cotten	Mauritz
Graves	Metcalfe
Hazlewood	Moffett

Moore	Sulak
Morris	Vick
Ramsey	Weinert
Shivers	Winfield
Stone	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Vote

Senator Aikin asked to be recorded as voting "nay" on the bill.

Senate Bill 192 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 192, A bill to be entitled "An Act providing that in all general and special elections for candidates for constitutional or statutory offices which elections are held in this State under authority of State law, the voter shall indicate his choice by placing a check mark (v) or an "X" (X) in a square or box on the official ballot to the left of the candidate's name; providing conditions under which the ballot shall not be counted; providing that official ballots shall be prepared in accordance with the terms of this Act; repealing all General or Special Laws inconsistent or in conflict with the provisions of this Act insofar as the same may be inconsistent or in conflict; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 192 on Third Reading

Senator Shivers moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 192 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Bullock
Beck	Chadick
Brownlee	Cotten

Graves	Moore
Hazlewood	Morris
Jones	Ramsey
Lane	Shivers
Lanning	Stone
Lovelady	Sulak
Martin	Vick
Mauritz	Weinert
Metcalf	Winfield
Moffett	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Metcalfe, Lane and Moffett asked to be recorded "nay" on the bill.

Senate Bill 225 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 225, A bill to be entitled "An Act to amend the subject matter embraced in Section 14 of Chapter 482, Acts of the Forty-fourth Legislature, Third Called Session, as amended, providing for interest and penalties on past due contributions, and providing for a limit on such penalties; providing for collection of contributions, penalties, and interest; and providing for a limitation on the period within which action can be brought for the collection of such contributions, penalties, or interest; providing means for the enforcement of the collection of contributions; providing for the making of audits by the Commission, and filing of reports by employers; and providing that such reports or audits, when made, constitute prima facie evidence of liability for taxes hereby imposed; providing for the granting of injunctions and appointing of receivers as aids in the collection of the tax hereby imposed; providing for the repeal of all laws and parts of laws in conflict herewith and the preservation of certain rights accrued heretofore; and declaring an emergency."

The bill was read second time.

Senator Shivers offered the following (committee) amendment to the bill.

Committee Amendment No. 1

Amend S. B. No. 225 by striking from sub-section "B" on page 2 of the original bill the last sentence of such sub-section, commencing with the words "Civil actions."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 225 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 225 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalfe
Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak

Vick
Weinert

Winfield
York

Absent—Excused

Fain
Formby
Kelley

Lemens
Spears

House Concurrent Resolution 114

On motion of Senator Aikin and by unanimous consent the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 114, Providing for a suspension of the joint rules to allow consideration by House or Senate of either House or Senate bills on Wednesday evening, April 21, 1943.

The President laid the resolution before the Senate, and it was read second time.

Senator Metcalfe offered the following amendment to the resolution:

Amend H. C. R. No. 114 by inserting the word "on" before the word "Wednesday" in the last line of the resolution.

The amendment was adopted.

The resolution as amended was adopted.

Senate Bill 239 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 239, A bill to be entitled "An Act to encourage prison discipline; authorizing a system of reward for good prison conduct; providing for the commutation of time for good conduct, industry, and obedience and authorizing the General Manager to make such commutation; authorizing twenty (20) days per month deduction from the term or terms of sentences when no charge of misconduct has been sustained against a prisoner; providing that a prisoner under two (2) or more cumulative sentences shall be allowed commutation as if they were all one (1) sentence; providing for the forfeiture of any part or all of the commutation provided in this Act for each sustained charge of misconduct in violation of any rule known to the prisoner upon recommendation of the Classification Committee and/or the Disciplinary Committee and providing that in case of the escape of a prisoner and he voluntarily returns without expense

to the State such forfeiture shall be set aside by the General Manager; providing for and defining the words 'Classification Committee' and 'Disciplinary Committee'; providing that no overtime allowance or credits in addition to the twenty (20) days commutation of time for good conduct may be deducted from the term or terms of sentences except for extra meritorious conduct on the part of the prisoner in which case he shall be recommended to favorable consideration of the Board of Pardons and Paroles and the Governor for increased commutation or pardon; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 239 on Third Reading

Senator Stone moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 239 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Graves
Beck	Hazlewood
Brownlee	Jones
Bullock	Lanning
Chadick	Lovelady
Cotten	Martin

Mauritz	Shivers
Metcalfe	Stone
Moffett	Sulak
Moore	Vick
Morris	Weinert
Ramsey	York

Nays—2

Lane	Winfield
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Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 245 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 245, A bill to be entitled "An Act to suspend Article 7045 and Article 2354 of the Revised Civil Statutes of Texas, 1925, until the cessation of hostilities of the present war; and providing that county taxes may be levied by the quorum of the county commissioners court; and declaring an emergency."

The bill was read second time.

Senator Jones offered the following amendment to the bill:

Committee Amendment No. 1

"Section 1. The provisions of Article 7045 and Article 2354, Revised Civil Statutes of Texas, 1925, relative to the levying of taxes by the County Commissioners' Court, are hereby suspended until the cessation of hostilities of the present war.

"Sec. 2. No county tax shall be levied except at a regular term of the court, and when all members of said court are present. Provided, however, that if any member or members of the Commissioners' Court or the County Judge is in active military or naval service, county taxes may be levied at any regular term of the Commissioners' Court when a quorum of its members are present. This section shall be effective until the date set out in Section 1.

"Sec. 3. The Commissioners' Courts of the several counties, all the members thereof being present at either a regular or special session, may at any time after the Tax Assessors of their respective counties have forwarded to the Comptroller the said certificate and prior to the time when

the Tax Collector of such county shall have begun to make out his receipts, calculate the rate and adjust the taxes levied in their respective counties for general purposes to the taxable value shown by the assessment rolls; provided, however, that if any member or members of the Commissioners' Court or the County Judge is in active military or naval service, county taxes may be levied at any regular term of the Commissioners' Court when a quorum of its members are present. This section shall be effective until the date set out in Section 1 of this bill.

"Sec. 4. The crowded condition of the calendar creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

Senator Metcalfe offered the following amendment to the amendment:

Amend committee substitute for S. B. No. 245 by striking out in Section 1 the words:

"the cessation of hostilities of the present war"

and substituting therefor the following:

"May 1st, 1945"

and amending the caption to conform.

**METCALFE,
MOORE.**

The amendment was adopted.

The (committee) amendment as amended was adopted.

The bill was passed to engrossment.

Senate Bill 245 on Third Reading

Senator Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 245 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Graves
Beck	Hazlewood
Brownlee	Jones
Bullock	Lane
Chadick	Lanning
Cotten	Lovelady

Martin	Shivers
Mauritz	Stone
Metcalfe	Sulak
Moffett	Vick
Moore	Weinert
Morris	Winfield
Ramsey	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 254 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 254, A bill to be entitled "An Act to amend Article 1735, Revised Civil Statutes of Texas, 1925, giving the Supreme Court authority or jurisdiction to issue the writ of mandamus or any other mandatory or compulsory writ or process against the Board of County and District Road Indebtedness; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 254 on Third Reading

Senator Shivers moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 254 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Committee Substitute Senate Bill 270 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

C.S.S.B. No. 270, A bill to be entitled "An Act authorizing guardians executors, and administrators of any estate or guardianship to apply to the Probate Court for permission to sell and

convey easements and rights-of-way to any person, corporation, or political entity, or instrumentality authorized to exercise the power of eminent domain for the purposes for which its power of eminent domain is applicable; providing the application to be accompanied by an appraisal of the property signed by one or more real estate men; providing that the appraisal to contain certain information; giving the judge of the Probate Court certain powers; providing the judge of the Probate Court to approve the application when certain conditions are met; providing the court to approve the conveyance of the guardian, and executor, or administrator upon the determination that the bond of such executor, administrator, or guardian is sufficient or require additional bond if necessary; authorizing the Probate Court to refuse permission under certain circumstances; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senator Moore offered the following amendment to the bill:

Strike out all before and after the enacting clause and insert the following:

A bill to be entitled

"An Act providing for the sale of easements and rights-of-ways by guardians, executors and administrators and prescribing the procedure therefor; and declaring an emergency."

"Section 1. Guardians, Executors and Administrators are authorized to sell and convey easements and rights-of-ways on, under and over the land owned by the ward of the Guardians or by the estate being administered by such Executors or Administrators. The procedure to be followed for the sale and conveyance of any such easements and rights-of-ways shall be the same procedure now or hereafter provided by law for the sale of real estate by Guardians, Executors or Administrators.

"Sec. 2. The crowded condition of the calendar creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and that this Act shall take effect and be in

force from and after its passage, and it is so enacted."

The amendment was adopted.

The bill was passed to engrossment.

Committee Substitute Senate Bill 270 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 270 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 278 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 278, A bill to be entitled "An Act to clarify and amend the laws of Texas relating to dentistry by amending Articles 4544, 4546, 4550a, 4551a, of the Revised Civil Statutes of Texas, 1925, as added or amended by Sections 2, 4, 8, and 10, of Chapter 244, General and Special laws of the Regular Session of the Forty-fourth Legislature of Texas; amending Articles 753, 754 and 754a of the Penal Code of Texas, 1925, as added or amended by Sections 17 and 18 of Chapter 244 of the General and Special Laws of the Regular Session of the Forty-fourth Legislature of Texas;

repealing Section 7 of Chapter 501 of the General and Special Laws of the Regular Session of the Forty-fifth Legislature of Texas; providing for possible legal construction and declaring the legislative intent with respect to this Act; providing fees and penalties and repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 278 on Third Reading

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 278 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain
Formby
KelleyLemens
Spears

Senate Bill 293 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 293, A bill to be entitled "An Act amending Articles 4802, 4808, 4809, 4811, 4816, and 4817, and repealing Article 4813, of the Revised Civil Statutes of Texas, 1925; providing severability; and declaring an emergency."

The bill was read second time.

Senator Vick offered the following committee mendment to the bill:

Committee Amendment No. 1

Amend Senate Bill No. 293, Section 3, Article 4809, by adding at the end of said Section 3 the following:

"Provided that as to Mutual Assessment Associations organized and operating under the laws of this State at the effective date of this Act, which convert to a mutual legal reserve basis and qualify under this Chapter, the surplus and contingency reserve requirement shall be as follows:

"A minimum of \$5000.00 for each \$1,000,000.00 or less of insurance in force and an additional \$2500.00 for each additional \$1,000,000.00 of insurance in force, with a maximum of \$50,000.00.

"And further provided that such converted Mutual Assessment Associations shall within five years from the date of conversion bring the maximum surplus and contingency reserve to \$5,000.00 for each \$1,000,000.00 of insurance in force, with a maximum surplus and contingency reserve requirement in all cases of \$100,000.00 such increase to be at the rate of at least twenty per cent (20%) each year from such conversion date, provided, however, that the Board of Insurance Commissioners shall have the discretion to extend the time for such increase.

"Providing further that nothing in this Act or in the provisions of Chapter 7, Title 78, Revised Civil Statutes of 1925, as amended, or Chapter 3, Title 78, Revised Civil Statutes of 1925, as amended, shall ever be con-

strued to mean that any of the associations or other similar concerns, by whatsoever name or class designated, whether specifically named herein or not, shall be required by the Board of Insurance Commissioners to make the change herein provided for unless they voluntarily decide to do so, and that this Act is purely permissive and if such associations do not so voluntarily decide to come under this Act, or laws amended by it, then this bill shall not in any way apply to such associations.

"The provision of this Act that dividends to policy-holders shall be paid in accordance with Article 4811 may be waived until the maximum surplus and contingency reserve requirement has been met by converted Mutual Assessment Associations."

The committee amendment was adopted.

The bill was passed to engrossment.

Senate Bill 293 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 293 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Brownlee
Beck	Bullock

Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lovelady	Vick
Martin	Weinert
Mauritz	Winfield
Metcalf	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Committee Substitute Senate Bill 294 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

C.S.S.B. No. 294, A bill to be entitled "An Act adding to Chapter 7 of Title 78 of the Revised Civil Statutes of Texas, 1925, an Article to be known as Article 4819a of such statutes; such added Article providing that domestic local mutual aid associations, Statewide life, health and accident associations, mutual assessment life, health and accident associations, burial associations, and other similar concerns, may convert into mutual legal reserve insurance companies operating under the provisions of said Chapter 7; and prescribing the regulations, conditions, and procedure under which such transformation may be accomplished, and the effects thereof; providing severability; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Committee Substitute Senate Bill 294 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 294 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Cotten
Beck	Graves
Brownlee	Hazlewood
Bullock	Jones
Chadick	Lane

Lanning	Ramsey
Lovelady	Shivers
Martin	Stone
Mauritz	Sulak
Metcalf	Vick
Moffett	Weinert
Moore	Winfield
Morris	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 297 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 297, A bill to be entitled "An Act amending Section 1 of Article 4932 of the Revised Civil Statutes of Texas, 1925, fixing the amount of net retentions permissible without reinsurance in fire, marine and inland risks by companies incorporated under the laws of the United States or any State of the United States and by companies incorporated under the laws of foreign or alien jurisdiction; and requiring reinsurance of excess risks over such permissible net retentions; providing severability; and declaring an emergency."

The bill was read second time.

Senator Vick offered the following (committee) amendment to the bill:

Amend S. B. No. 297 by deleting the last sentence of paragraph numbered 1 in Section 1 and inserting in lieu thereof the following:

"In the case of companies incorporated under some other jurisdiction than the United States or a State of the United States, the maximum net retention under this Article shall not exceed 10% of the deposit with the statutory officer in the State through which the Company gained admittance to the United States, plus 10% of the other surplus to policyholders of the Company's United States branch; and the reinsurance in all such cases shall be with some other solvent insurance company legally authorized to do such business in this State."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 297 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 297 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Brownlee
Beck	Bullock

Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lovelady	Vick
Martin	Weinert
Mauritz	Winfield
Metcalf	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 335 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 335, A bill to be entitled "An Act amending Article 5949, Vernon's Civil Statutes of Texas, 1925, as amended; providing for the appointment of Notaries Public for each County of the State of Texas by the Secretary of State; providing the time of such appointments and the term for which such appointments shall be made; providing the qualifications of a Notary Public; providing that any person residing in an incorporated city, town or village located in two counties may be appointed in either of such counties and authorizing him to act only in the county for which such appointment is made; providing that all applications for appointments as Notary Public shall be made through the county clerk of the county of residence of the applicant; prescribing certain information to be furnished to the county clerk; providing for the furnishing of the names of such applicants by the county clerk to the Secretary of State under the certificate of the county clerk; etc.; and declaring an emergency."

The bill was read second time.

Senator Aikin offered the following amendments to the bill:

(1)

Amend S. B. No. 335 by striking out all above the enacting clause and insert in lieu thereof the following:

A bill to be entitled

"An Act amending Article 5949, Vernon's Civil Statutes of Texas, 1925, as amended; providing for the appointment of Notaries Public for each

county of the State of Texas by the Secretary of State; providing the time of such appointments and the term for which such appointments shall be made; providing the qualifications of a Notary Public; providing that any person residing in an incorporated city, town or village located in two counties may be appointed in either of such counties and authorizing him to act only in the county for which such appointment is made; providing that all applications for appointments as Notary Public shall be made through the County Clerk of the county of residence of the applicant; prescribing certain information to be furnished to the County Clerk; providing for the furnishing of the names of such applicants by the County Clerk to the Secretary of State under the certificate of the County Clerk; providing for action upon such applications and the time thereof by the Secretary of State and for notice of appointment to be given to the County Clerk by the Secretary of State; providing for notice of appointment to be given by the County Clerk to all persons so appointed and the time within which such persons must qualify; providing that appointment of persons failing to qualify within such time shall be void; providing for the collection of fees by the County Clerk; providing for notice of persons qualified and remission of fees by the County Clerk to the Secretary of State and for the issuance and delivery of commissions to such qualified persons by the Secretary of State; providing that a qualified Notary may act after qualification and before receiving his commission; providing for the re-appointment of Notaries Public without application to the County Clerk and for the vacation of the office of Notary Public upon his removal from the county; providing for the execution of a bond and the taking and subscribing of the official oath of office by Notaries Public and for the depositing of such bond in the office of the County Clerk, and for suits on such bond in the name of the party injured until the whole amount of such bond has been recovered; providing when a Notary Public shall be deemed to be qualified; providing penalties for the failure or refusal of County Clerks to forward names of persons requesting appointments, notices of qualification or to remit fees to the Secretary of State; providing

that all matters pertaining to the appointment and qualification of Notaries Public shall be public records in the offices of the County Clerks and the Secretary of State after qualification, and the time and manner in which same shall be open to inspection; providing that County Clerks and the Secretary of State shall not be required to furnish lists of persons appointed before qualification nor lists of unreasonable numbers thereof after qualification; providing for the repeal of Articles 5950, 5951, 5952, and 5953, Vernon's Civil Statutes of 1925, and the repeal of all other laws or parts of laws in conflict herewith; providing that if any portion of this Act is held to be invalid such holding shall not affect the validity of the remaining portions hereof; providing how this Act may be known and cited; and declaring an emergency."

(2)

Amend the bill by striking out after the enacting clause and inserting in lieu thereof the text of a new bill as follows:

"Section 1. That Article 5949, Vernon's Civil Statutes of Texas, 1925, as amended by Acts of 1939, 46th Legislature, page 498, Section 1 and as amended by Acts of 1941, 47th Legislature, page 853, Chapter 528, Section 1, be and the same is hereby amended so as hereafter to read as follows:

"Article 5949. 1. The Secretary of State of the State of Texas shall appoint a convenient number of Notaries Public for each county of the State. Such appointments may be made at any time, and shall be for a term ending on the first day of June of the next succeeding odd numbered year after such appointment.

"2. To be eligible for appointment as Notary Public for any county, a person shall be at least twenty-one years of age, and a resident of the county for which he is appointed; provided, that where such person resides within the limits of any incorporated city, town or village located in two counties, said person may be appointed Notary Public for either of such counties, but shall be authorized to act only in the county for which such appointment is made.

"3. Any person desiring appointment as Notary Public shall furnish to the County Clerk of the county of residence of the applicant his name as it will be used in acting as such

Notary Public, his post office address, and shall satisfy the Clerk that he is at least twenty-one years of age and a resident of the county for which such appointment is sought. The names of all such persons shall be sent forthwith in duplicate by the County Clerk to the Secretary of State with the certificate of the County Clerk certifying that according to the information furnished him such person is eligible for appointment as Notary Public for such county. The Secretary of State shall act upon all such names submitted at the earliest practicable time and notify the County Clerk whether such appointment or appointments have been made. Upon receiving notice from the Secretary of State of any such appointment the County Clerk shall forthwith notify all persons so appointed to appear before him within ten days from the date of such notice and qualify as hereinafter provided. The appointment of any person failing to qualify within such ten day period shall be void, and if any such person desires thereafter to qualify, his name shall be re-submitted in the same manner as hereinabove provided.

"4. At the time of such qualification the County Clerk shall collect the fees allowed him by law for administering the oath and approving and filing the bond of such Notary Public, together with the fee allowed by law to the Secretary of State for issuing a commission to such Notary Public.

"5. Immediately after the qualification of any such Notary Public the County Clerk shall forthwith notify the Secretary of State that such person has qualified and the date of such qualification, and shall remit with such notice the fee due the Secretary of State, whereupon, the Secretary of State shall cause a commission to be issued to each such qualified Notary Public, which commission shall be effective as of the date of qualification. All such commissions shall be forwarded to the County Clerk for delivery to such persons entitled to receive them. Nothing herein shall prevent any qualified Notary Public from performing the duties of his office from and after his qualification and before the receipt of his commission.

"6. Any qualified Notary Public whose term is expiring may be re-appointed by the Secretary of State

without the necessity of the County Clerk re-submitting his name to the Secretary of State, provided such appointment is made in sufficient time for such Notary Public to requalify on or before the expiration date of the term for which he is then serving; and provided further that if any such Notary has removed his residence to a county other than the one for which he was appointed, his office shall be automatically vacated, and if he desires to act as Notary Public in such other county his commission shall be surrendered to the Secretary of State and his name shall be submitted by the Clerk of such other county as hereinabove provided.

"7. Any person appointed a Notary Public, before entering upon his official duties, shall execute a bond in the sum of \$1,000.00 with two or more solvent individuals, or one solvent surety company authorized to do business in this State, as surety, such bond to be approved by the County Clerk of his county, payable to the Governor, and conditioned for the faithful performance of the duties of his office; and shall also take and subscribe the official oath of office which shall be endorsed on said bond with the certificate of the official administering the same. Said bond shall be deposited in the office of the County Clerk and shall not be void on the first recovery, and may be sued on in the name of the party injured from time to time until the whole amount thereof has been recovered. Any such person shall be deemed to be qualified when he has taken the official oath of office, furnished the bond and paid the fees herein provided for, all within the ten days allowed therefor.

"8. If any County Clerk fails or refuses to forward the names of persons requesting appointments, notices of qualification, or to remit any fees due to the Secretary of State, or to notify any applicant of his appointment within sixty days after receipt of same by the County Clerk, the Secretary of State shall certify such failure or refusal to the State Comptroller, the County Auditor and Commissioner's Court of such county, after which no claim or account in favor of such Clerk shall be approved or paid until the Secretary of State shall certify to such officials that all requirements hereunder have been complied with.

"9. All matters pertaining to the appointment and qualification of Notaries Public shall be public records in the offices of the County Clerks and in the office of the Secretary of State after any such Notary Public has qualified, and shall be open to inspection of any interested person at such reasonable times and in such manner as will not interfere with the affairs of office of the custodian of such records; but neither a County Clerk nor the Secretary of State shall be required to furnish lists of the names of persons appointed before their qualification nor lists of unreasonable numbers of qualified Notaries Public.

"Sec. 2. Articles 5950, 5951, 5952, and 5953, Vernon's Civil Statutes of 1925 being Acts of 1881, page 84, Sections 12, 13, 14 and 2 respectively, are hereby expressly repealed, and all other laws or parts of laws in conflict herewith are hereby repealed.

"Sec. 3. If any section, provision, sentence, clause, phrase or word of this Act or the application thereof to any person or circumstance is held invalid, such holding shall not affect the validity of the remaining portions of this Act, and the Legislature hereby declares that it would have passed such remaining portions irrespective of such invalidity.

"Sec. 4. This Act may be known and cited as the Notary Public Act of 1943.

"Sec. 5. The fact that the procedure for the appointment of Notaries Public in the State of Texas has been in a state of confusion since the adoption of the constitutional amendment placing such appointive power in the Secretary of State; and the further fact that all terms of office of all Notaries Public in the State are expiring on the first day of June, 1943, and no adequate and efficient procedure exists with reference to the re-appointment of those Notaries Public whose terms are expiring; and the further fact that the present law requires the Secretary of State to commission Notaries Public before they are qualified, create an emergency and imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and the same is hereby suspended, and this Act shall take effect and be in full force from and

after its passage and it is so enacted."

The amendments were adopted severally.

The bill was passed to engrossment.

Senate Bill 335 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 335 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 340 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 340, A bill to be entitled "An Act to amend the subject matter embraced in Section 7, Chapter 482, General and Special Laws of the Forty-fourth Legislature, Third Called Session, as amended, providing for determining the amount of contributions payable by employers and defining certain terms, and repealing Section 8-A with reference to seasonal employment as embodied in S. B. No. 21, Chapter 2, General Laws of the Forty-sixth Legislature, Regular Session of 1939 and repealing Section 8-A, Chapter 467, H. B. No. 875, Regular Session of the Forty-seventh Legislature, and providing for the effective date of the Act and for the repeal of all laws and parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time.

Senator Shivers offered the following amendments to the bill:

(1)

Amend Senate Bill No. 340 by striking out all below the enacting clause and insert in lieu thereof the following:

"Section 1. That Section 5, Chapter 482, Acts of the Forty-fourth Legislature, Third Called Session, as amended by Section 3, Chapter 2, Title; 'Labor', General Laws, Forty-sixth Legislature, Regular Session, as amended by Section 1 (a), Chapter 625, H. B. No. 86, Acts of the Forty-seventh Legislature, Regular Session, be amended so as to hereafter read as follows:

"Disqualification for Benefits

"Section 5.

"An individual shall be disqualified for benefits:

"(a) If the Commission finds that he has left his last employment voluntarily without good cause connected with his employment. Such disqualification shall be for not less than one (1) nor more than eight (8) benefit periods immediately following the filing of a valid claim, as determined by the Commission according to the circumstances in each case.

"(b) If the Commission finds that he has been discharged for misconduct connected with his last employment.

Such disqualification shall be for not less than one (1) nor more than eight (8) benefit periods immediately following the filing of a valid claim, as determined by the Commission in each case according to the seriousness of the misconduct.

"(c) If the Commission finds that he has failed, without good cause, either to apply for available, suitable work when so directed by the employment office or the Commission or to accept suitable work when offered him, or to return to his customary self-employment (if any) when so directed by the Commission. Such disqualification shall be for not less than one (1) nor more than four (4) benefit periods following the filing of a valid claim, as determined by the Commission according to the circumstances in each case.

"(1) In determining whether or not any work is suitable for an individual, the Commission shall consider the degree of risk involved to his health, safety and morals, his physical fitness and prior training, his experience and prior earnings, his length of unemployment and prospects for securing local work in his customary occupation, and the distance of the available work from his residence.

"(2) Notwithstanding any other provisions of this Act, no work shall be deemed suitable and benefits shall not be denied under this Act to any otherwise eligible individual for refusing to accept new work under any of the following conditions: (a) If the position offered is vacant due directly to a strike, lockout, or other labor dispute; (b) If the wages, hours, or other conditions of the work offered are substantially less favorable to the individual than those prevailing for similar work in the locality; (c) If as a condition of being employed the individual would be required to join a company union or to resign from or refrain from joining any bonafide labor organization.

"(d) For any benefit period with respect to which the Commission finds that his total or partial unemployment is due to a stoppage of work which exists because of a labor dispute at the factory, establishment, or other premises at which he is or was last employed, provided that this subsection shall not apply if it is shown to the satisfaction of the Commission that:

"(1) He is not participating in or financing or directly interested in the labor dispute which caused the stoppage of work;

"(2) He does not belong to a grade or class of workers of which immediately before the commencement of the stoppage, there were members employed at the premises at which the stoppage occurs, any of whom are participating in or financing or directly interested in the dispute; provided, that if in any case separate branches of work which are commonly conducted as separate business in separate premises are conducted in separate departments of the same premises, each such department shall for the purpose of this subsection, be deemed to be a separate factory, establishment, or other premises.

"(e) For any benefit period with respect to which he is receiving or has received remuneration in the form of:

"(1) Wages in lieu of notice;

"(2) Compensation for temporary partial disability, temporary total disability or total permanent disability under the Workmen's Compensation Law of any State or under a similar law of the United States;

"(3) Old Age Benefits under Title II of the Social Security Act as amended, or similar payments under any Act of Congress, or a State Legislature, or employer pension plan, provided, that if such remuneration is less than the benefits which would otherwise be due under this Act, he shall be entitled to receive for such benefit period, if otherwise eligible, benefits reduced by the amount of such remuneration.

"(f) In determining the number of benefit periods during which any individual is entitled to receive benefits in a benefit year, the Commission shall deduct any period of disqualification as provided in subsections (a), (b), and (c) of this section from the total number of benefit periods during which he would otherwise be entitled to receive benefits except for such disqualification; provided, that in no case shall the number of benefit periods so deducted exceed the number of benefit periods during which the claimant is then eligible to receive benefits except for such disqualification.

"Sec. 2. That Section 7, Chapter 482, General and Special Laws of the Forty-fourth Legislature, Third Called Session, as amended by Section 3, Chapter 67, General and Special Laws Forty-fifth Legislature, Regular Session, as amended by Section 4, Chapter 2 General Laws, Forty-sixth Legislature, Regular Session, as amended by Chapter 2, Senate Bill No. 29, of the Forty-seventh Legislature, Regular Session, as amended by Chapter 83, Senate Bill 326, Forty-seventh Legislature, Regular Session, be amended so as to read as follows:

"Contributions"

"Section 7. (a) Payment: On and after January 1, 1936, contributions shall accrue and become payable by each employer for each calendar year in which he is subject to this Act, with respect to wages payable for employment occurring during such calendar year. Such contributions shall become due and be paid by each employer to the Commission for the fund in accordance with such regulation as the Commission may prescribe, and shall not be deducted in whole or in part from the wages of individuals in such employer's employment.

"(b) Rate of Contributions: Each employer shall pay contributions equal to the following percentages of wages payable by him with respect to employment:

"(1) Nine-tenths of one (9/10 of 1%) per centum with respect to employment during the calendar year 1936;

"(2) One and eight-tenths (1-8/10%) per centum with respect to employment during the calendar year 1937;

"(3) Two and seven-tenths (2-7/10%) per centum with respect to employment during the calendar years 1938, 1939, and 1940;

"(4) With respect to employment after December 31, 1940, the percentage determined pursuant to subsection (c) of this section.

(c) Experience Rating: (1) For each calendar year commencing after December 31, 1940, the contribution rate of each employer who has had three (3) years of compensation experience shall be determined by the fund's maximum liability for benefits to his employees who have received benefits, modified by the state expe-

rience as to average duration of benefit payments, as provided below.

"(2) When in any benefit year beginning after December 31, 1937, an employee is first paid benefits for total or partial unemployment, his wages during his base period shall be termed the 'employees' benefit wages', and shall be treated for the purposes of this paragraph as though they had been paid in the calendar year in which such first benefit is paid. Benefit wages shall include only the wages available for wage credits earned from employers in a base period. As applied to the calendar year 1938, and the first calendar quarter of 1939, the term 'base period' shall mean the period beginning with the first day of the nine (9) completed calendar quarters immediately preceding the first day of an individual's benefit year, and ending with the last day of the next to the last completed calendar quarter immediately preceding the first day of an individual's benefit year, except that where there are not nine (9) completed calendar quarters preceding the first day of an individual's benefit year, 'base period' shall mean the period beginning with the first day of the first completed calendar quarter and ending with the last day of the next to the last completed calendar quarter immediately preceding the first day of an individual's benefit year, and except that the definition of 'base period' contained in this sentence shall be applicable only to 'base period' as used in the computation of an employer's experience rating, in accordance with the provisions of subsection 7 (c) of this section.

"(3) The employer's benefit wages for a given calendar year shall be the total of the benefit wages received from him by all of his employees or former employees who receive their first benefit payment of a given benefit year in such calendar year.

"(4) The benefit wage ratio of each employer shall be a percentage equal to the total of his benefit wages for the most recent three (3) consecutive completed calendar years divided by his total taxable payroll for the same three (3) years on which contributions have been paid to the Commission on or before January 31 of the calendar year with respect to which his benefit wage ratio is determined.

"(5) For any calendar year the total benefits paid from the fund, less all amounts credited to the fund except employers' contributions collected under this section, and except interest earned on the fund, shall be termed the 'amount required from employers.' The amount required from employers, divided by the state-wide total of benefit wages of all employers for that calendar year, after adjustments to the nearest multiple of one (1%) per centum shall be termed the 'state experience factor.' The state experience factor for any year shall be determined prior to the due date of the first contribution payment on wages for employment in that year and such determination shall be made upon the basis of figures for the preceding calendar year.

"(6) The contribution rate for each employer for the current year, to be applied to his current payroll shall be in accordance with the following table based upon the state experience factor and his benefit wage ratio:

When the State Experience Factor Is		If the Employer's Benefit Wage Ratio Does Not Exceed:			
1%	50%	100%	150%	200%	250%
2	25	50	75	100	125
3	17	33	50	66	83
4	13	25	38	50	63
5	10	20	30	40	50
6	8	17	25	34	42
7	7	14	21	29	36
8	6	13	19	25	31
9	6	11	16	22	28
10	5	10	15	20	25
11	5	9	14	18	23
12	4	8	13	17	21
13	4	8	12	15	19
14	4	7	11	14	18
15	3	7	10	13	17
16	3	6	9	12	16
17	3	6	9	12	15
18	3	6	8	11	14
19	3	5	8	11	13
20	3	5	8	10	13
21	2	5	7	10	12
22	2	5	7	9	11
23	2	4	7	9	11
24	2	4	6	8	10

The Employer's Contribution Rate Shall Be:

.5% 1.0% 1.5% 2.0% 2.5%

If the employer's benefit wage ratio exceeds the amount in the last column of the table on the line for the current year's state experience factor, his contribution rate shall be two and seven-tenths (2-7/10%) per centum.

"(7) Each employer's rate shall be two and seven-tenths (2-7/10%) per centum except as otherwise provided in this section. No employer's rate shall be less than two and seven-tenths (2-7/10%) per centum for any year, unless and until his account has been chargeable with benefits throughout the thirty-six (36) consecutive calendar months immediately preceding the beginning of the calendar year for which rates are determined.

"(8) For the purposes of this section, benefits shall be deemed to have been paid at the time the claim therefor shall have been certified by the Commission to the State Comptroller.

"(9) For the purposes of this section, two or more employing units which are parties to or the subject of a merger, consolidation, or other form of reorganization effecting a change in legal identity or form, shall be deemed to be a single employing unit if the Commission finds that (i) immediately after such change the employing enterprises of the predecessor employing unit or units are continued solely through a single employing unit as successor thereto; and (ii) immediately after such change such successor is owned or controlled by substantially the same interests as the predecessor employing unit or units; and (iii) the successor has assumed liability for all contributions required of the predecessor employing unit or units; and (iv) the consideration of such two or more employing units as a single employing unit for the purposes of this section would not be inequitable.

"No rate of less than two and seven-tenths (2-7/10%) per centum will be permitted an employing unit succeeding to the experience of another employing unit pursuant to this section for any period subsequent to such succession except in accordance with regulations prescribed by the Commission, which regulations will be consistent with Federal requirements for additional credit allowance in Section

1602 of the Internal Revenue Code, and consistent with the provisions of this Act, except that such regulations may establish a computation date for any such period different from the computation date generally prescribed by this Act, and may define the words "calendar year" as meaning a twelve (12) consecutive month period ending on the same day of the year as that on which such computation date occurs.

"Sec. 3. That Section 8-A of the Texas Unemployment Compensation Act, with reference to Seasonal Employment the same being Chapter 467, General and Special Laws, of the Forty-seventh Legislature, Regular Session, which is H. B. No. 875, and which said bill amended S. B. No. 21, Chapter 2, General Laws, Forty-sixth Legislature, Regular Session, which said S. B. No. 21 amended Chapter 482, General and Special Laws, Forty-fourth Legislature, Third Called Session, is hereby repealed.

"Sec. 4. The provisions of this Act shall repeal all parts of Chapter 482, General and Special Laws, Forty-fourth Legislature, Third Called Session, as amended, in conflict herewith, and all other laws or parts of laws in conflict herewith, but shall not forfeit or waive any right of the State of Texas or the Texas Unemployment Compensation Commission to pay benefits that have accrued under said chapter and including, without limiting the foregoing right to collect contributions, interest, or penalties that have accrued under said chapter and the right of prosecution for violating any provision thereof.

"Sec. 5. The fact that the Texas Unemployment Compensation Act, covering the matters embraced in Section 1 of this bill has certain ambiguities and the fact that a clerical error was made, in House Bill 86, passed by the Forty-seventh Legislature, (1941), embracing the matters in Section 1 of this Act, and the fact that the provisions of Section 8-A of the Texas Unemployment Compensation Act with reference to Seasonal Employment are impractical and incapable of administration, and the importance of this legislation creates an emergency and an imperative public necessity that the Constitutional rule requiring bills to be read on three several days in each House, be suspended and the same is hereby suspended, and this Act shall take effect

and be in force from and after the date of its passage, and it is so enacted."

(2)

Amend Senate Bill No. 340 by striking out all above the enacting clause and insert in lieu thereof the following:

"An Act to amend Section 5 of Chapter 482, Acts of the Forty-fourth Legislature, Third Called Session (1936), as amended by Chapter 2, Title; 'Labor', General Laws, Acts of the Forty-sixth Legislature (1939), Regular Session, page 436, Section 3, and as amended by Acts of the Forty-seventh Legislature (1941), page 1378, Chapter 625, Section 1 (a), so as to include after the clause 'voluntarily without good cause' the phrase 'connected with his employment', and thereby make such provision conform with the amendment contained in the Acts of the Forty-seventh Legislature (1941), page 1378, Chapter 625, Section 1 (a), and amending the subject matter embraced in Section 7, Chapter 482, General and Special Laws of the Forty-fourth Legislature, Third Called Session, as amended by Section 3, Chapter 67, General and Special Laws, Forty-fifth Legislature, Regular Session, as amended by Section 4, Chapter 2, General Laws, Forty-sixth Legislature, Regular Session, as amended by Chapter 2, Senate Bill No. 29, of the Regular Session of the Forty-seventh Legislature, as amended by Chapter 83, Senate Bill No. 326, of the Regular Session of the Forty-seventh Legislature; providing for determining the amount of contributions payable by employers and defining certain terms, and repealing Chapter 467, General and Special Laws, Forty-seventh Legislature, the same being H. B. No. 875, and being Section 8-A of the Texas Unemployment Compensation Act with reference to seasonal employment, which amended Senate Bill No. 21, Chapter 2, General Laws of the Forty-sixth Legislature, Regular Session which said Senate Bill No. 21 amended Chapter 482, General and Special Laws, Forty-fourth Legislature, Third Called Session, and providing for the repeal of all laws or parts of laws in conflict herewith, but not in any way forfeiting or waiving any rights of the State of Texas or the Texas Unemployment Compensation Commission to pay benefits that have accrued under Chapter 482, General

and Special Laws, Forty-fourth Legislature, Third Called Session, as amended; and in no way forfeiting or waiving any rights of the State of Texas or the Texas Unemployment Compensation Commission, including, without limiting, the foregoing right to collect contributions, interest, or penalties that have accrued under said Chapter, and the right of prosecution for violating any provision thereof, and declaring an emergency."

SHIVERS,
MOORE.

The amendments were adopted severally.

The bill was passed to engrossment.

Senate Bill 340 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 340 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Graves
Beck	Hazlewood
Brownlee	Jones
Bullock	Lane
Chadick	Lanning
Cotten	Lovelady

Martin	Shivers
Mauritz	Stone
Metcalf	Sulak
Moffett	Vick
Moore	Weinert
Morris	Winfield
Ramsey	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Committee Substitute Senate Bill 253 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 253, A bill to be entitled "An Act authorizing the commissioners courts in counties where any Army or Navy Base, Camp, Station or Yard, is located, to create a Military Zone adjacent to such Camp, Base, Station or Yard; to establish regulations for traffic, parking and other use of said zones; prescribing penalties for violation thereof; and declaring an emergency."

The bill was read second time.

Senator Martin offered the following amendment to the bill:

Amend S. B. 253, page 1, Section 4, by adding after the word "parking" in line 28 the following:

"of vehicles and"

and further by striking out the remainder of Section 4 following the word "pictures" in line 28.

MARTIN,
METCALFE.

The amendment was adopted.

The bill was passed to engrossment.

Committee Substitute Senate Bill 253 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 253 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Chadick
Beck	Cotten
Brownlee	Graves
Bullock	Hazlewood

Jones	Morris
Lane	Ramsey
Lanning	Shivers
Lovelady	Stone
Martin	Sulak
Mauritz	Vick
Metcalf	Weinert
Moffett	Winfield
Moore	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 343 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 343, A bill to be entitled "An Act authorizing the State Highway Department of Texas to enter into agreements with the Public Roads Administration of the United States for the construction and maintenance of flight strips and of certain classes of roads in order to facilitate the war effort; providing a savings clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 343 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 343 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senate Bill 353 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 353, A bill to be entitled "An Act to permit the title of cer-

tain lands sold by the State of Texas before 1920 to be cleared; to authorize in certain instances the Chairman of the Texas Prison Board to execute quit claim deeds; and declaring an emergency"

The bill was read second time and was passed to engrossment.

Senate Bill 353 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 353 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 12 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 12, A bill to be entitled "An Act regulating the granting of electric power and transmission line right of way easement and easements, or leases of sites for electric, substations and the easements thereof and the rates to be charged therefor, on and across public lands of Texas; providing for the disposition of proceeds received from such easements; providing for interest on past due amounts; providing for payment for electric transmission and power line rights of way heretofore taken and now used or occupied by any person or corporation over such lands; etc.; and declaring an emergency."

The bill was read second time.

Senator Metcalfe offered the following amendments to the bill:

(1)

Amend H. B. No. 12 by striking out all above the enacting clause and inserting in lieu thereof the following: "An Act amending House Bill No. 6, Chapter 77, General Laws of the Regular Session of the Forty-third Legislature of the State of Texas for 1935 to provide for the granting of telephone, telegraph, electric transmission and/or power line right of ways and/or easements, or leases of sites for electric sub-stations and the easements thereof and the rates to be charged therefor, on and across public lands of Texas; providing for the disposition of proceeds received from such easements; providing for interest on past due amounts; providing for payment for electric transmission and power line right of ways heretofore taken and now used or occupied by any person or corporation over such lands; providing for penalties for hereafter constructing any electric transmission and power line or electric sub-station on or across state school, university, tidewater or gulf lands without first obtaining a grant from the state, or for hereafter continuing in possession of any such lands without first obtaining a proper easement; fixing the venue of all suits under this Act in Travis County; providing that if any section, clause or provision of this Act be held unconstitutional, invalid or unenforceable, it shall not affect the remaining

provisions; and declaring an emergency."

WINFIELD,
METCALFE.

(2)

Amend H. B. No. 12 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. H. B. No. 6, Chapter 77, General Laws of the Regular Session of the Forty-third Legislature of the State of Texas for 1933 be amended so as to read as follows:

"Sec. 1. The Commissioner of the General Land Office may execute grants of all easements for rights of way, for telephone, telegraph, electric transmission and power lines, for oil pipe lines, gas pipe lines, sulphur pipe lines, and other electric and pipe lines of whatsoever nature, granted by this State, across all unsold public free school land, and across all islands, salt water lakes, bays, inlets, marshes and reefs owned by the State within tidewater limits, and across that portion of the Gulf of Mexico within the jurisdiction of Texas. The Board of Regents of the University of Texas may continue to execute, under authority heretofore granted, all right of way easements for telephone, telegraph, electric transmission and power lines, for oil pipe lines, gas pipe lines, sulphur pipe lines, and other electric and pipe lines of whatever nature, across land belonging to the State, and dedicated to the support and maintenance of the University of Texas. The Board of Regents of the University may continue to execute, under authority heretofore granted, easements or leases for the erection and maintenance of electric sub-stations, pumping stations, loading racks and tank farms on university lands, and the Commissioner of the General Land Office may execute easements or leases for electric sub-stations, for pumping stations, loading racks and tank farms to be located on State Lands other than those owned by the University.

"Sec. 2. All easements granted under Section 1 of this Act shall be on forms approved by the Attorney General.

"Sec. 3. No right of way easement, electric sub-station, or tank farm, loading rack, or pumping station easement or lease of the character enumerated in Section 1 hereof may be granted for a longer term

than ten (10) years, but any such easement may be renewed by the official or officials charged with the execution thereof, in his or their discretion.

"Sec. 4. From and after the passage of this Act every person or corporation occupying or using any unsold public free school land, any islands, salt water lakes, bays, inlets, marshes and reefs owned by the State within tidewater limits, any portion of the Gulf of Mexico within the jurisdiction of Texas, and any unsold public land dedicated to the University of Texas, or any part thereof, as a telephone, telegraph, electric transmission and/or power line right of way, as an oil and/or gas pipe right of way, shall as a condition to such further use or occupancy, pay annually in advance for such privileges, to the Commissioner of the General Land Office at the General Land Office in Austin, Texas, a sum equal to two and one-half cents per lineal rod per annum for each and every rod of telephone, telegraph, electric transmission and power line, oil pipe line and/or gas pipe line used, possessed, or maintained by any such person or corporation on any unsold public free school land, on any islands, salt water lakes, bays, inlets, marshes and reefs owned by the State within tidewater limits, on any portion of the Gulf of Mexico within the jurisdiction of Texas, and on any public land dedicated to the University of Texas. This annual privilege fee shall be paid by all such persons and corporations on all oil pipe line, gas pipe lines, telephone, telegraph, electric transmission and/or power lines now existing and situated on public lands of the classes above mentioned which have not heretofore paid such fee. All amounts due shall be paid annually unless the easement granted provides otherwise.

"Sec. 5. Hereafter all telephone, telegraph, electric transmission, power lines, and/or all pipe line right of way easements shall be executed on terms to be fixed by the Land Commissioner and by the Board of Regents of the University of Texas, respectively, but no oil and/or gas pipe line right of way easement, telephone, telegraph, electric transmission and/or power line right of way easement shall be granted which does not provide for an annual privilege fee of not less than two and one-half cents per lineal rod per annum of oil and/or

gas pipe line for which a right of way is sought. A higher fee may be fixed by contract between the officials named and any grantee of such easement.

"Sec. 6. The rental to be charged for an easement or lease for electric sub-station sites, pumping stations, loading racks, and tank farms shall be such as shall be agreed upon between the lessee and the Board of Regents with respect to University Lands, and the Commissioner of the General Land Office with respect to other State Lands.

"Sec. 7. All income received by the Land Commissioner under this Act from public school land shall be credited to the Available School Fund; all income received by the Land Commissioner under this Act from University Lands shall be credited to the Available University Fund, and all income received by the Land Commissioner under this Act from the other lands herein set out shall be credited to the General Revenue Fund.

"Sec. 8. All past due payments under this Act shall bear interest at the rate of ten per centum (10%) per annum. In event the date of payment is not fixed by contract, or in event no written contract has been executed, all unpaid annual fees due shall bear interest at the rate of ten per centum (10%) calculated from the first day of January following the year for which such annual privilege fee was due.

"Sec. 9. No person or corporation shall hereafter construct any telephone, telegraph, transmission and/or electric lines, pipe line, electric sub-station, tank farm, loading rack and/or pumping station of the kind and character enumerated in Section 1 hereof across or on any section or part of a section of land of the character enumerated in Section 1 hereof and owned by the State of Texas nor shall any person or corporation owning or possessing any telephone, telegraph, transmission and/or electric lines, pipe line, electric sub-station, tank farm, loading rack and/or pumping station of the kind and character enumerated in Section 1 hereof now lying and situated on or across any section or part of a section of land of the character enumerated in Section 1 hereof and owned by the State of Texas who has not obtained a proper easement as herein provided

for, continue in possession of any such lands without obtaining from the Commissioner of the General Land Office, or the Board of Regents of the University of Texas, respectively, a grant of a right of way easement or other easement across or on such lands where such telephone, telegraph, transmission and/or electric lines, pipe line, electric sub-station, tank farm, loading rack, or pumping station is to be constructed. Any person or corporation violating this section of this Act shall be liable for a penalty of One Hundred Dollars (\$100.00) per day for each day of such violation, said penalty to be recovered by the Attorney General.

"Sec. 10. The venue of all suits by the State arising out of this Act or for violation of any provision of this Act, is hereby fixed in Travis County."

Section 2. If any section, clause, or part of this Act shall be held unconstitutional or otherwise invalid or unenforceable such holding shall not have the effect of nullifying or in any wise effect the remainder of this Act, and the parts of this Act not so held to be unconstitutional or unenforceable shall remain in full force and effect.

Section 3. The fact that the Commissioner of the General Land Office has no authority to execute the right of way easements of the character enumerated herein, and the further fact that many telephone, telegraph, electric transmission and electric power pole lines are using and occupying public lands of this State without payment to the State therefor and depriving the public schools of the State of the value thereof in contravention to the spirit of the Constitution of this State and the further fact that construction of many such lines and sub-stations of material benefit to the National War effort are being prevented, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and the same is hereby suspended and this Act shall take effect and be in force from and after its passage and it is so enacted.

WINFIELD,
METCALFE.

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 12 on Third Reading

Senator Metcalfe moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 45 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 45, A bill to be entitled "An Act accepting certain parcels or tracts of land lying adjacent to the territory of the State of Texas, which were acquired by the Government of the United States of America by virtue of the convention between the United States of America and the United Mexican States signed February 1, 1933, and ceded by the United States of America to the State of Texas by an Act of Congress approved February 9, 1940 (54 Stat. 21); and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 45 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be sus-

pendent and that H. B. No. 45 be placed on it third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage:

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 52 to Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 52, A bill to be entitled "An Act to amend Chapter 7, Title 93, of the Revised Civil Statutes of Texas of 1925, as amended, pertaining to weights and measures, by

amending Article 5734; repealing weights per bushel, barrel, and cubic yard for certain commodities; defining the terms 'ton' and 'cord'; describing the method for selling and measuring wood; repealing Article 5735 and all other laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 52 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 52 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain
Formby
KelleyLemens
Spears**House Bill 135 on Second Reading**

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 135, A bill to be entitled "An Act amending Section 29, H. B. No. 611, Acts of the Forty-seventh Legislature, Regular Session, providing that the county judge may endorse the last warrant written for the old-age assistance, aid to the blind, or aid to dependent children recipient, but not endorsed by such recipient prior to his death, as payable to the person designated by the State Department of Public Welfare as the one responsible for the care and the obligations incurred by the recipient; etc.; and declaring an emergency."

The bill was read second time.

Senator Chadick offered the following amendment to the bill:

Amend H. B. No. 135, Section 29, Line 12 of said section by inserting the word "not" following the word "has" and before the word "been."

VICK,
CHADICK.

The amendment was adopted.

Senator Lovelady offered the following amendment to the bill:

Amend H. B. No. 135, Line 54, page 1, Section 1 of the printed copy by adding the following to said section:

"And provided further, that all old age assistance, aid to the blind, and aid to dependent children warrants not cashed, as provided by this Act, within a reasonable time after issuance may be cancelled by the State Comptroller upon proper authorization of the State Department of Public Welfare."

The amendment was adopted.

The bill was passed to third reading.

House Bill 135 on Third Reading

Senator Chadick moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 135 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain
Formby
KelleyLemens
Spears

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain
Formby
KelleyLemens
Spears**House Bill 220 on Second Reading**

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 220, A bill to be entitled "An Act to amend Section 1 of Article 8309 of the Revised Civil Statutes of the State of Texas, 1925, as amended by Section 1, Chapter 262, Acts of Regular Session of the Forty-fifth Legislature so as to further de-

fine certain terms; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 220 on Third Reading

Senator Stone moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 220 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 295 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 295, A bill to be entitled "An Act to amend Chapter 8, Title 93 of the laws of Texas pertaining to markets and warehouses and particularly to amend Article 5737, 5740 and 5742 of the Revised Civil Statutes of Texas by extending the scope and purposes of such Act and authorizing cooperative associations to be organized for the purpose of producing, cultivating and caring for citrus groves in the State of Texas; etc.; and declaring an emergency."

The bill was read second time.

Senator Aikin offered the following amendments to the bill:

(1)

Amend H. B. No. 295, Section 1 by striking out, after the word "orderly" in line 35 page 1, the words "production, cultivation, care and" and in lieu thereof insert the following:

"production, cultivation and care of citrus groves and"

(2)

Amend H. B. No. 295, Section 2, by striking out, after the word "the" in line 45, page 1, the words "production, cultivation, and" and in lieu thereof insert the following:

"production, cultivation and care of citrus groves or the"

(3)

Amend H. B. No. 295, Section 3 by striking out, after the word "the" in line 60, page 1, the words "production, cultivation, care," and in lieu thereof insert the following:

"production, cultivation and care of citrus groves and the"

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 295 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 295 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 301 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 301, A bill to be entitled "An Act amending Article 3112, Title 50, Chapter 13, Revised Civil Statutes of Texas, 1925, so as to fix the final filing date of all those running for State offices, on the first Monday in June preceding the general primary; etc.; and declaring an emergency."

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend H. B. No. 301 by inserting immediately after the words

"State Senator"
the words

"when such Senatorial District is composed of one or more than one County"

and amending the caption by inserting after the words

"State Office"
the words

"certain district offices."

The amendment was adopted.

The bill was passed to third reading.

House Bill 301 on Third Reading

Senator Chadick moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 301 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 330 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 330, A bill to be entitled "An Act amending Chapter 166, of the Acts of the Forty-second Legislature, Regular Session, 1931, page 285, so as to authorize the Texas Prison Board to grant permanent and temporary right-of-way easements for irrigation systems, electric lines and pipelines and necessary equipment across, along and over any and all lands owned by the State of Texas as a part of the Penitentiary System, providing for guarantees, covenants and conditions; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 330 on Third Reading

Senator Stone moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 330 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 350 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 350, A bill to be entitled "An Act providing that judges of the county courts at law may act for the county judge of the county in any juvenile, lunacy, probate and condemnation proceeding or matter,

and also may perform any and all other ministerial acts required by law of the county judge, during the absence, inability or failure of the county judge, for any reason to perform such duties; etc.; and declaring an emergency."

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend H. B. No. 350, Section One, by striking out the words: "of this State" and inserting in lieu thereof the words:

"in any county having a population of less than five hundred thousand (500,000) inhabitants according to the last preceding, or any future Federal Census."

And by amending the caption and by adding the words:

"in counties of less than five hundred thousand (500,000) population" immediately after the words "County Courts at Law" where the same first appears in the caption.

The amendment was adopted.

The bill was passed to third reading.

House Bill 350 on Third Reading

Senator Graves moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 350 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Motion to Reconsider

Senator Lanning moved to reconsider the vote by which H. B. 301 was passed today and asked to have the motion to reconsider spread upon the Journal.

House Bill 355 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 355, A bill to be entitled "An Act providing for the apportionment of the cost of the salary of the official shorthand reporter in judicial districts of this State composed of more than one county, where the court in either of such counties has successive terms without more than two days intervening between any of such terms; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 355 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 355 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 534 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 534, A bill to be entitled "An Act to amend Article 5436, Revised Civil Statutes of Texas, 1925, by giving authority to the Texas Library and Historical Commission to transfer books and documents to other libraries which are provided for by State appropriations; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 534 on Third Reading

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 534 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 539 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 539, A bill to be entitled "An Act to amend Article 256 of the Revised Civil Statutes of Texas, 1925, so as to provide that the Archivist of the Texas State Library shall have power to certify to copies of the archives of the Texas State Library; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 539 on Third Reading

Senator Lane moved that the constitutional rule requiring bills be read on three several days be suspended and that H. B. No. 539 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Lane
Beck	Lanning
Brownlee	Lovelady
Bullock	Martin
Chadick	Mauritz
Cotten	Metcalf
Graves	Moffett
Hazlewood	Moore
Jones	Morris

Ramsey	Vick
Shivers	Weinert
Stone	Winfield
Sulak	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 596 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No 596, A bill to be entitled "An Act to amend Sections 1 and 2 of H. B. No. 1004, page 329 of the General Laws of the Regular Session of the Forty-sixth Legislature so as to extend their provisions regarding the issuance of certificates and certified copies of instruments to be used in furthering claims and establishing proof of such ex-service men of the Federal Government and such ex-members of the Auxiliaries to the Armed Forces of the United States; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 596 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 596 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 628 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 628, A bill to be entitled "An Act to amend Subsection 26 of Section 1, H. B. No. 614, Acts of the Regular Session of the Forty-sixth Legislature, so as to provide that if the husband is deceased, divorced, or permanently or temporarily outside the limits of the United States or if his whereabouts are unknown the mother shall have the right to file with the local registrar the certificate of marriage to which may be attached a birth certificate for each child giving certain information; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 628 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 628 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Brownlee
Beck	Bullock

Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lovelady	Vick
Martin	Weinert
Mauritz	Winfield
Metcalfe	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 630 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 630, A bill to be entitled "An Act amending Article 2337 of the Revised Civil Statutes of Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 630 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 630 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 647 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 647, A bill to be entitled "An Act authorizing the Board of Directors of Texas Technological College at Lubbock, Texas, to select and convey to the City of Lubbock, a municipal corporation of Lubbock County, Texas, a tract of land not exceeding five (5) acres upon the campus of the said College, for the

purpose of erecting thereon an Auditorium Building to be paid for by the City of Lubbock, the instrument conveying said property to set forth said purposes and to provide that the said tract so selected and conveyed shall revert to the said College for its original use as a part of the property of Texas Technological College in the event said property should cease to be used for said purpose, and authorizing the said Board of Directors of said College to permit ingress to and egress from the said Auditorium; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 647 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 647 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Graves
Beck	Hazlewood
Brownlee	Jones
Bullock	Lane
Chadick	Lanning
Cotten	Lovelady

Martin	Shivers
Mauritz	Stone
Metcalf	Sulak
Moffett	Vick
Moore	Weinert
Morris	Winfield
Ramsey	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

House Bill 660 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 660, A bill to be entitled "An Act authorizing cities in Texas to own electric properties lying outside the State and to issue negotiable revenue bonds for the purpose of acquiring such properties, authorizing such cities to enter into contracts for the sale of electricity outside the State; etc.; and declaring an emergency."

The bill was read second time.

Senator Winfield offered the following amendments to the bill:

(1)

Amend H. B. No. 660 by striking out all below the enacting clause and substituting in lieu thereof the following:

"Section 1. That where any city in Texas is now or hereafter being supplied with electricity by means of a privately owned electric plant and system, part of which, including facilities for the generation and transmission of electricity distributed in part to the inhabitants of said city, is located in the State of New Mexico, such city is hereby authorized to acquire, own and operate such electric plant and system in whole or in part, and in order to pay for the cost of such acquisition to issue the revenue bonds of such city in the manner now provided for the issuance of revenue bonds by cities under the General Laws of Texas, and the revenue bonds so issued shall be fully negotiable instruments for all purposes.

"Sec. 2. That any city so acquiring an electric plant and system is authorized to sell electricity either

at retail or wholesale for distribution in the State of New Mexico and to enter into such contracts and agreements in that connection as may be provided by the governing body thereof.

"Sec. 3. That the provisions of this Act are severable, and if any of its provisions shall be held to be invalid by any court of competent jurisdiction, the remaining provisions shall remain fully effective, it being hereby expressly declared to be the legislative intent that this Act would have been adopted and any such invalid provision not been included therein.

"Sec. 4. That all laws or parts thereof in conflict herewith be, and the same are hereby repealed, to the extent of such conflict.

"Sec. 5. That the public importance of the purpose herein contemplated and the fact that electric systems to be acquired by some of the cities coming within the scope of this Act can be so acquired only if the transactions are consummated immediately, create an emergency and an imperative public necessity requiring the suspension of the constitutional rule requiring bills to be read upon three several days in each House, and the said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend H. B. No. 660 by striking out all above the enacting clause and substituting in lieu thereof the following:

"A BILL
"To Be Entitled

"An Act authorizing cities in Texas to own and operate electric properties situated in part in Texas and in part in New Mexico, and to issue negotiable revenue bonds for the purpose of acquiring such properties, authorizing such cities to enter into contracts for the sale of electricity in New Mexico; and declaring an emergency."

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 660 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 660 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Adjournment

Senator Lovelady moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed; and the Senate, accordingly, at 10:30 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.